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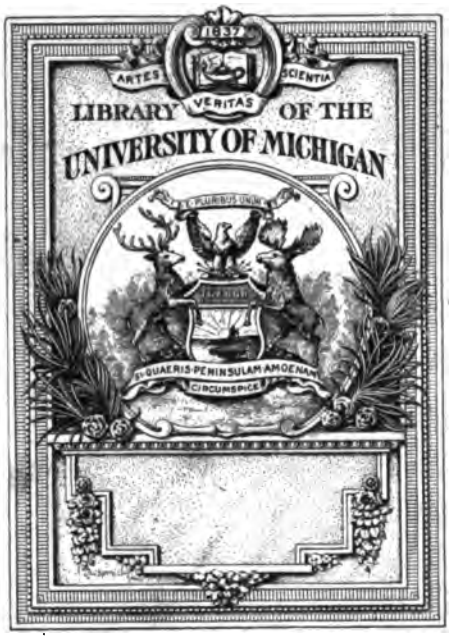


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# JOURNAL

OF THE

# SENATE

OF THE

## COMMONWEALTH OF PENNSYLVANIA,

FOR THE

SESSION BEGUN AT HARRISBURG

ON THE THIRD DAY OF JANUARY 1905.

## PART I.

HARRISBURG, PA.:
HARRISBURG PUBLISHING CO., STATE PRINTERS.
1905.

VIRTUS
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# Journal of the Senate.

TUESDAY, January 3, 1905.

This being the day and hour fixed by the Constitution for the meeting of the General Assembly, the members of the Senate, together with a number of gentlemen elected to the Senate at the last general election, assembled in the Senate Chamber at twelve o'clock noon, the Hon. William M. Brown, President, in the chair.

The Senate was opened with prayer by Rev. J. Wesley Sullivan, Chaplain.

After which the Deputy Secretary of the Commonwealth being introduced, stated that in obedience to the direction of the eighty-seventh section of the act of July 2, 1839, entitled "An act relative to elections of this Commonwealth," he presented to the Senate returns of the election for Senators in November last.

A motion was made by Mr. Keyser,

That the Clerk proceed to open and read the returns as presented.

Which was agreed to.

The said returns were opened and read, and the following persons were duly retured as elected, viz:

First district, composed of the First, Second, Twenty-sixth, Thirtieth, Thirty-sixth and Thirty-ninth wards of the city of Philadelphia, George A. Vare.

Third district, composed of the Sixteenth, Seventeenth, Eighteenth and Twentieth wards of the city of Philadelphia, William H. Keyser.

Fifth district, composed of the Fifteenth, Twenty-eighth, Twenty-ninth, Thirty-second, Thirty-seventh and Thirty-eighth wards of the city of Philadelphia, Charles L. Brown.

Seventh district, composed of the Tenth, Twelfth, Thirteenth and Fourteenth wards of the city of Philadelphia, James P. McNichol.

Ninth district, composed of the county of Delaware, William C. Sproul.



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Eleventh district, composed of the county of Berks, E. M. Herbst.

Thirteenth district, composed of the city of Lancaster and the townships of Manor, Lancaster, Conestoga, Pequea, Martic, Providence, Drumore, Fulton, Little Britain, West Lampeter, Strasburg, Colerain, Eden, Bart, Salisbury, Sadsbury, Paradise, Leacock and West Lampeter, in the county of Lancaster, Milton Heidelbaugh.

Fifteenth district, composed of the county of Dauphin, John E. Fox.

Seventeenth district, composed of the county of Lebanon, Daniel P. Gerberich.

Nineteenth district, composed of the county of Chester, Oscar E. Thomson.

Twenty-first district, composed of the counties of Lackawanna and Luzerne, not embraced in the Twentieth district, Sterling R. Catlin.

Twenty-third district, composed of the counties of Bradford and Wyoming, Robert S. Edmiston.

Twenty-fifth district, composed of the counties of Tioga, Potter and McKean, Myron Matson.

Twenty-seventh district, composed of the counties of Union, Snyder and Northumberland, Frederick A. Godcharles.

Twenty-ninth district, composed of the boroughs of Pottsville, Pine Grove, Fremont, Minersville, Schuylkill Haven, Port Carbon, Cressona, Auburn, Yorkville, Landingville, and the townships of Pine Grove, Tremont, Porter, Fraily, Reilly, Branch, Washington, Wayne, North Manheim, South Manheim, Norwegian, East Norwegian and Newcastle, in the county of Schuylkill, Charles E. Quail.

Thirty-first district, composed of the counties of Perry, Mifflin and Juniata, William H. Manbeck.

Thirty-third district, composed of the counties of Franklin and Huntingdon, Alexander Stewart.

Thirty-fifth district, composed of the counties of Blair and Cambria, Jacob C. Stineman.

Thirty-seventh district, composed of the counties of Indiana and Jefferson, John S. Fisher.

Thirty-ninth district, composed of the county of Westmoreland, Cyrus E. Woods.

Forty-first district, composed of the counties of Butler and Armstrong, George W. McNees.

Forty-third district, composed of the First to the Thirteenth wards, inclusive, and the Twenty-third wards of the city of Pittsburg, David A. Wilbert.

Forty-fifth district, composed of the Twenty-fourth to the Thirty-sixth wards, inclusive, of the city of Pittsburg, and the boroughs of Allegheny county lying south and west of the Monongahela and Ohio rivers, John W. Crawford.

Forty-seventh district, composed of the counties of Lawrence and Mercer, Elmer I. Phillips.

Forty-ninth district, composed of the county of Erie, A. E. Sisson.

In addition to the foregoing returns, the Clerk also read the returns of the special elections held in the Fourth district on February 16, 1904, to fill the vacancy caused by the death, on December 18, 1903, of Hon. John T. Harrison, and in the Thirty-fourth district, on November 8, 1904, to fill the vacancy caused by the death, on September 5, 1904, of Hon. Alexander E. Patton, and the following persons were duly returned as elected, viz:

Fourth district, composed of the Twenty-first, Twenty-second, Twenty-fourth, Twenty-seventh, Thirty-fourth, Fiftieth and Forty-second wards of the city of Philadelphia, Jesse S. Shepard.

Thirty-fourth district, composed of the counties of Clinton, Clearfield and Centre, Edward A. Irvin.

The roll was then called and the following Senators answered to their names:

Jacob Bolard,
Charles L. Brown,
Patrick F. Calpin,
Sterling R. Catlin,
J. Henry Cochran,
John W. Crawford,
Henry H. Cumings,
Thomas D. Danner,
Arthur G. Dewalt,
Robert S. Edmiston,
John S. Fisher,
John E. Fox,
Benjamin N. Freeland,
Daniel P. Gerberich,
Frederick A. Godcharles,
John M. Goehring,
Henry Gransback,
Webster Grim,
Horatio B. Hackett,
James K. P. Hall,
Milton Heidelbaugh,
Edwin M. Herbst,
Joel G. Hill,
Edward A. Irvin,
William H. Keyser,
Myron Matson,
George W. McNees,
William H. Manbeck,
James P. McNichol.
Donald P. McPherson,
William C. Miller,
Elmer I. Phillips,
Charles E. Quail,
Algernon B. Roberts,
John M. Scott,
Jesse S. Shepard,
A. E. Sisson,
William C. Sproul,
Alexander Stewart,
Jacob C. Stineman,
J. A. Stober,
Daniel J. Thomas,
Oscar E. Thomson,
George A. Vare,
Samuel P. White,
David A. Wilbert,
Cyrus E. Woods,
William S. Woods,
Jacob G. Kern.

Absent, Edwin K. McConkey.

The newly elected Senators then presented themselves in front of the Clerk's desk, when the requisite oath of office was administered to them by the Hon. John H. Weiss, president judge of the Twelfth Judicial district.

A motion was made by Mr. Keyser,

That the Senate do now proceed to the election of President pro tempore, the clerks acting as tellers.

Which was agreed to.

Whereupon,

Mr. Stineman nominated Hon. William C. Sproul.

Mr. Grim nominated Hon. Arthur G. Dewalt.

And the Senate proceeded to elect a President pro tempore, and the vote, being taken, was as follows, viz:

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Dewalt, Edmiston, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Westmoreland) and Woods (Allegheny)—39, voted for Hon. William C. Sproul.

Messrs. Calpin, Cochran, Danner, Freeland, Grim, Hall, Herbst, Hill, Sproul and Zern—10, voted for Hon. Arthur G. Dewalt.

Hon William C. Sproul having received a majority of all the votes cast, was duly declared elected President pro tempore of the Senate.

Whereupon,

Messrs. Dewalt and Keyser escorted the President pro tempore-elect to the chair, where the requisite oath of office was administered by the Hon. John H. Weiss.

On motion of Mr. Scott,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the President pro tempore of the Senate be authorized to appoint all special and standing committees of the Senate, and shall be ex-officio a member of all special and standing committees.

On motion of Mr. Cumings,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That a committee of three be appointed to notify the House of Representatives that the Senate is duly organized and ready to proceed with its business.

Ordered, That Messrs. Cumings, Quail and Herbst be said committee, and that the Clerk inform the House of Representatives accordingly.

On motion of Mr. Woods (Westmoreland),

The following resolution was twice read, considered and agreed to, viz:

Resolved, That a committee of three be appointed to act in conjunction with a similar committee on the part of the House of Representatives (if the House of Representatives shall appoint such committee), to wait on His Excellency the Governor, and inform him that the General Assembly is organized and ready to receive any communication he may be pleased to make.

Ordered, That Messrs. Woods (Westmoreland), Gransback and Danner be said committee, and that the Clerk inform the House of Representatives accordingly.

On motion of Mr. Fisher,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That the Legislative Record be printed in the same style as at the last session and that all reports of special committees and official communications presented in either body be included therein.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Matson,

The following preamble and resolution were twice read, considered and agreed to, viz:

Whereas, The Postoffice Department has decided that the Legislative Record must be third class matter and so instructed the Postmaster at Harrisburg; and

Whereas, It will now be necessary to pre-pay the postage; therefore,

Be it resolved (if the House of Representatives concur), That the Chief Clerks of the Senate and the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Record may be mailed according to the requirements of the Postoffice Department, and that the Appropriation

Committee, when appointed, provide for the cost of the same in their general appropriation bill.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Edmiston,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the list of appointments which may be sent to the Senate by the Governor as having been made during the recess be printed for the use of the Senate under the direction of the Chief Clerk.

On motion of Mr. Fox,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the thanks of the Senate are hereby tendered to Hon. John H. Weiss, President Judge of the Twelfth Judicial district, for his services in qualifying the newly elected Senators and President pro tempore.

On motion of Mr. Heidelbaugh,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That when the standing committees are appointed, all bills and resolutions shall be presented in triplicate, one copy for the use of the press correspondents and one for the official stenographer.

On motion of Mr. Keyser,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That when the General Assembly adjourns to-day it be to meet on Monday, January 16th, at 9 o'clock P. M.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

A motion was made by Mr. Keyser,

That the Senate take a recess until three o'clock this afternoon.

Which was agreed to.

SAME DAY—Afternoon.

The hour of three o'clock having arrived and the Senate being in session,

Messrs. Huhn and McWhinney, a committee of the House of Representatives, being introduced, informed the Senate that the House was organized and ready to proceed with business.

Mr. Cumings, on behalf of the committee appointed to notify the House of Representatives that the Senate was organized and ready to proceed with business, reported that the committee had performed the duty assigned it.

Mr. Woods (Westmoreland), on behalf of the Senate committee appointed to act with a similar committee on the part of the House of Representatives to inform His Excellency, the Governor, that the Senate and House were organized and ready to receive any communication he desired to make, reported that the committee had performed the duty assigned it, and that the Governor would communicate to the General Assembly in writing.

The Clerk of the House, being introduced, presented the following extract from the Journal of the House, which was read as follows, viz:

In the House of Representatives, January 3, 1905.

Resolved, That a committee of three be appointed to act in conjunction with a similar committee on the part of the Senate (if the Senate shall appoint such committee), to wait on His Excellency, the Governor, and inform him that the General Assembly is organized and ready to receive any communication he may be pleased to make.

Ordered, That Messrs. Riebel, Hays and Flynn be said committee on the part of the House, and that the Clerk inform the Senate accordingly.

On motion of Mr. Stineman,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That the General Assembly adjourn sine die on Thursday, April 13th, one thousand nine hundred and five, at twelve o'clock noon.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Sisson,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That five thousand (5,000) copies of the Governor's message be printed; two thousand for the use of the Senate, and three thousand for the use of the House of Representatives.

On motion of Mr. Stineman,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the Senate do now proceed to appoint a teller and make nominations of persons to fill the office of Senator to represent this State in the Senate of the United States to fill the vacancy arising by reason of the expiration of the time for which Honorable Philander C. Knox was appointed to said office, and that the name of the teller so appointed and of the persons so nominated be communicated to the House of Representatives, in accordance with the provisions of section one of the act of Assembly approved January 11, A. D. 1867, in such case made and provided, and that Honorable J. A. Stober be named as teller on the part of the Senate.

Whereupon,

Mr. Stineman nominated Hon. Philander C. Knox.

Mr. Grim nominated Hon. James K. P. Hall.

Ordered, That the Clerk inform the House of Representatives accordingly.

On motion of Mr. Stineman,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the Senate do now proceed to appoint a teller and make nominations of persons to fill the office of Senator to represent this State in the Senate of the United States for six years from the 4th of March next, and that the name of the teller so appointed and of the persons so nominated be communicated to the House of Representatives, in accordance with the provisions of section one of the act of Assembly approved January 11, A. D. 1867, in such case made and provided, and that Honorable Algernon B. Roberts be named as teller on the part of the Senate.

Whereupon,

Mr. Stineman nominated Hon. Philander C. Knox.

Mr. Grim nominated Hon. James K. P. Hall.

Ordered, That the Clerk inform the House of Representatives accordingly.

The Private Secretary of the Governor, being introduced, presented the following communication from the Governor, which was read, as follows, viz:

EXECUTIVE DEPARTMENT,
COMMONWEALTH OF PENNSYLVANIA,
OFFICE OF THE GOVERNOR,
HARRISBURG, *January 3, 1905.*

To the Senate and House of Representatives of the Commonwealth of Pennsylvania:

Gentlemen: In his message to the Assembly, December 9, 1803, the Honorable Thomas McKean, then Governor of this State, said that Pennsylvania commanded "general admiration and respect for the melioration of her penal code, for the good faith and punctuality of her fiscal transactions, for her benevolent and literary institutions, for her encouragement of public improvements in roads and inland navigation, and for the ardor and discipline of her militia," and he added, "the geographical position and the political rank which we hold in the Union seem to assign to us the patriotic task of setting an example of virtue and industry, of public spirit and social harmony." Much of this depiction of then existing conditions may after the lapse of a century be repeated with propriety.

The reports of the various departments, which are herewith submitted, show a state of affairs which ought to be very gratifying to the good people of the Commonwealth. For the fiscal year ending June 1, 1904, the receipts of the Treasury amounted to the sum of $21,789,940.75. During the same period, the payments for the expenses of the government were $19,266,369.11, leaving a balance of receipts over expenditures of $2,523,571.64. The moneys in the Treasury on the first of June, 1904, were $16,801,067.38. The debt over and above the value of bonds and cash in the Sinking Fund was on June first, 1903, $335,507.21, and on June first, 1904, $232,858.76, so that substantially the Commonwealth is free from debt. During the same fiscal year, there were expended for the support of the schools $6,013,725.58, in aid of the various hospitals and other charities of the State $2,913,367.10, in relief of the counties in the rebuilding of bridges which had been carried away by floods $504,551.55, and for the erection of the new State Capitol $1,000,000.00. It is creditable that the Capitol, which approaches completion and

promises to be in every way suitable for the purposes intended and worthy of the Commonwealth, is being built for the reasonable sum of $4,550,000.00 and paid for out of revenues. When we reflect that the Capitol of Massachusetts cost $6,980,531.59, paid for with moneys raised upon bonds, and that the Capitol of New York cost $24,265,082.67, these figures ought to be very satisfactory. The Capitol would be much improved if there could be secured an extension of the present somewhat limited grounds surrounding it. The ideal plan in my view would be to connect with the city park by opening from the front, say between South and State streets, to the river. A suggestion which would perhaps lead to less expense would be to secure the properties in the rear on which for the most part are erected a poorer class of buildings. The question is very much one which will have to be considered from the point of view of the resources of the State.

With respect to the rebuilding of county bridges, I recommend that the amount to be expended each year for this purpose be fixed at such a figure as may seem to the Legislature to be wise. Under the law, as it exists at present, there is no limitation to the sum which the Board of Public Grounds and Buildings may be required to expend in this way, and at a time of the coincidence of great floods and diminished revenues, the situation might lead to serious embarrassment. If a certain proportion of the cost of construction of these bridges were left to the counties instead of the whole burden being imposed upon the State, they would have a substantial interest, not only in making effort to save the bridges from destruction, but also in the preservation of such of the material as could be utilized.

The subject of the charities aided by the State is one which ought to receive your serious consideration. The number of hospitals, most of them doing much to benefit suffering humanity in their respective localities and worthy of support, is continually increasing and the sums appropriated to them already reach what in some other states would be regarded as an enormous expenditure. If the Commonwealth is to continue its present policy of assistance, there ought to be some systematic and business like method provided, both for securing information as to the needs of the institutions and for supervising the expenditure of the moneys contributed by the State, so that it may be known that these funds are actually required and are applied without extravagance to the purposes for which they are intended. It is unfair that the burden of investigation should be imposed upon the Committees upon Appropriations of the Senate and House to be completed during the brief periods of the sessions. No matter how long and late they labor at the

task, the results in the nature of things must be imperfect. The time is insufficient and only interested parties appear before them. The efforts of members to secure these appropriations for institutions in the districts they represent are a hindrance to and interference with general legislation. A plan could be adopted which would not in any way interfere with the visitatorial powers of the Board of Charities, and perhaps the most effective way would be to increase their powers and agencies.

An earnest effort has been made, in which all the heads of departments have participated, to reduce the bulk of the departmental reports which had gradually grown to unwieldy proportions, and thus to reduce the expense of printing. The report of the Factory Inspector, which in 1903 covered twelve hundred and six pages, in 1904 was reduced to one hundred and ninety pages and gave practically as much information. The volume of laws for the session of 1903 covered six hundred and sixty-one pages, as compared with ten hundred and thirteen pages of laws for the preceding session. During the last year the expenses for printing have been reduced to the extent of $107,168.44 from those of the year before, and to the lowest figure, with one exception, in nine years, notwithstanding a great increase in publication owing to the increase of departments and the growth of public work. The statute, which regulates our public printing and established the existing schedules, was passed in 1876. Since that time there have been many changes in type-setting and the arts of typography and bookbinding. The schedules are inadequate and obsolete. Much of the work necessarily done is not provided for in them, and, therefore, is paid for at special rates. The last contract awarded four years ago was let at a rate eighty-eight and one-hundredth per cent. below the schedules, which is an absurdity. It is hoped the legislation on this subject will be revised.

The Department of State Highways, provided for by the act of April 15, 1903, has been organized in compliance with the terms of the act, and is making satisfactory progress. There are at present completed, under construction, and approaching construction in forty-five counties of the State, one hundred and twenty-seven and forty-two one-hundredths miles of roads. Beside the work done by the State, a number of townships, under the incentive of the example set before them, have themselves raised moneys and proceeded to improve their highways. Thus in Bensalem township in the county of Bucks, where the State constructed three miles of the road, the township has added ten miles more constructed in accordance with the regulations of the Department and under the supervision of the Commissioner of Highways. No such important work

has been undertaken by the Commonwealth for many years. It means much for the practical welfare of the whole people. It ought to be pushed forward thoroughly and energetically. Owing to the lack of knowledge upon the part of contractors, township and county officials of the kinds of material necessary, methods of construction, and plans of proceeding, personal attention by a representative of the Department is in most cases required. A larger force would seem to be demanded in this Department in order that the accomplishment of its objects may not be retarded.

The State now owns 544,958 acres of land for Forestry Reservation purposes, and is under contract to purchase 154,863 acres more, making a total of 699,821 acres. While it is continually adding to its purchases for this purpose, it is by a strange anomaly also continually making sales of lands at a merely nominal price under old acts which have never been repealed, relating to the disposition of unseated lands. This legislation came into existence in the early days of the Province and State when land was plenteous and inhabitants were few and was intended to encourage settlements by offering inducements to all comers. That condition of things has long passed away and the legislation has been taken advantage of in order to get possession of valuable tracts of mineral lands and other property without an equivalent consideration. I recommend that legislation be at once enacted that the Board of Property dispose of no lands belonging to the State until they have been first examined by the Commissioner of Forestry to ascertain whether they are adapted for forestry purposes, and if found to be so fitted that they be retained for these purposes, and that when lands are sold by the Board of Property they be sold at public sale to the highest bidder. The Forestry lands constitute a large domain and since they have been purchased means ought to be taken for their preservation and proper utilization. The only use to which they have heretofore been put, apart from the cultivation of the trees, has been an occasional lease for mining minerals and the tuberculosis camp at Mont Alto, where twenty-two patients are given the opportunity for outdoor life with, I am informed, marked success. The efforts for the preservation of the Forests, the Game and the Fish, all of which the State has undertaken, seem to look to the accomplishment of ends closely related, and it is well worthy of consideration whether better results could not be secured by a combination of them. The fish propagate in the streams, the streams traverse the forests, the game for its life needs both stream and forest, and all of them require the employment of watchmen and wardens.

The greatest injury to the forest lands arises through fire. I recommend as one means of diminishing the loss which comes from this cause that the railroad corporations of the State and those hav-

ing railroad lines passing through it be required, under fixed penalty and the payment of resultant damages, to put out all fires within one hundred feet of their tracks, except in municipalities. No doubt, under its police power, the State could prevent the use of fire as a danger and, if so, such an act which would be in effect permitting the use of fire upon condition would probably be held to be constitutional. The spread of forest fires is very much increased by the fact that the lumbermen and others when cutting down the trees leave the strippings and waste lying upon the ground. These become dry and form a mass of light material, over which the flames sweep. I recommend the passage of a law requiring all persons and corporations who may hereafter, for any reason, fell forest timber, to remove from the woods, when they take away the lumber, all other parts of the trees, and imposing a sufficient penalty in the event of failure to comply. It is submitted, for your consideration, whether it would not be wise to determine what sum should be expended each year in the purchase of forest lands, so that the Commission may be relieved from this serious responsibility.

During the past year, three hundred and seventy-seven books and pamphlets relating to Pennsylvania and its literature during the period of the development of her institutions have been added to the State Library. Under the direction of the present trained Librarian, the work of the library has been systematized and improved, and its benefits to the community correspondingly increased. This library ought in time to be a repository of all the printed material and manuscripts relating to the literature, the laws, the history and the political progress of the Commonwealth. For the completion of its sets of laws, and in order to keep up with the publication of law reports, so that at the capital of the State there may be a sufficient opportunity for the study of legislation and decision, a somewhat larger appropriation appears to be necessary. The Department of Public Records, provided for at the last session, in connection with the library, has been organized and is doing efficient work. The archives upon which the foundations of our history rest, and which up to the present time have lain about the cellars and out of the way places, being gradually stolen, lost and destroyed, have been gathered together and are now being repaired and permanently secured in volumes chronologically arranged and open to the investigations of scholars. Twenty-two such volumes have already been completed. The information contained in them is much sought by persons all over the country interested in hereditary societies and in research, and much of the time of the attendants is occupied in answering inquiries and supplying information. I suggest that the Librarian be directed to charge a

fee of two dollars for each certificate given and the sums received be paid into the State Treasury for the use of the Commonwealth. In this way the department will, to a certain extent, be made self supporting.

When the new Capitol is completed, the building now occupied by the Executive will be abandoned by him. Its erection in 1893, cost $500,000, one-ninth of the contemplated cost of the Capitol. It is commodious and in many ways artistically constructed, and it presents a good appearance. To remove it would seem to me to be wasteful and unwise. I recommend that it be utilized for the library and that the sphere of the Librarian be enlarged and that he be authorized and directed to collect and preserve in it objects illustrating the Fauna, Flora, Entomology, Mineralogy, Archaeology and Arts of the State. Such a collection would have great educational as well as practical value, and be a subject of interest to citizens and strangers visiting the Capital. Whenever national or international expositions are held, the State at great outlay makes sudden efforts to gather for the purpose the objects which illustrate her progress. Here would be a supply of such material, not hastily and crudely brought together, but selected with care, thought and deliberation.

The work of the Dairy and Food Division of the Department of Agriculture is of great importance in its relations to the community in every point of view. If deleterious substances may be introduced into the human system in the guise of food, or the supply of nutriment to men, women and children be diminished in order that greater profit may result to the manufacturer and merchant, the spirit of commercialism threatens, not only the welfare, but the existence of the race. On the other hand, the dread of such results may stimulate hasty judgments, unjust to the individual so charged and injurious in its effects upon the necessary production and sale of food supplies. The Commissioner has made an earnest effort to avoid the dangers which lie upon each side of this problem, and at the same time has enforced the laws upon this subject with a zeal and earnestness, it is safe to say, unequalled anywhere else in the country, and never before equalled in the Commonwealth. The results are gratifying, not alone as an exhibition of attention to duty, begun under abuse and continued under most difficult circumstances, but the investigations of the Division show that recently there has been a marked improvement in the character of food supplies sold in the State. If this has been accomplished, it is an achievement, the importance of which cannot be overestimated. The receipts for fines and licenses collected by this Division during the last four years are as follows:

| | |
|---|---|
| 1901, | $34,705 19 |
| 1902, | 43,635 41 |
| 1903, | 93,458 71 |
| November 1, 1903, to October 31, 1904, | 115,007 60 |

As at present constituted, the expenses of the Division are in the main paid from the sums collected for fines and licenses. This is a system which ought not to exist in connection with the work of any of the departments, no matter how efficiently and honestly they may be conducted. The Legislature ought to provide by appropriation whatever may be necessary to meet the needs of the Division, and all collections should be paid into the State Treasury for the use of the Commonwealth.

The details of the work of the departments to which no special reference is here made, will be found in the respective reports, and upon the whole is being performed in a way to reflect credit upon the Commonwealth, and justify satisfaction if not elation on the part of her citizens.

The Valley Forge Commission has up to the present time purchased in all 391 499-1000 acres of ground, and secured both the outer and inner lines of intrenchments of which the latter have remained pretty much as they were at the time of the encampment of Washington's Army. The acquisition of these lands and the establishment there of a park to be forever maintained and cared for by the State, where all the people of the nation may come to gather inspiration from the fortitude of the fathers, were very commendable and show a proper appreciation of a priceless possession. Much has been there accomplished by the Commission at comparatively little expense. Avenues have been laid out and views improved, so that nowhere in the country can be found surroundings more attractive to visitors. The number of persons from at home and abroad who go there is continually and rapidly increasing. There have hitherto been no salaried positions in connection with the Commission, but it would be well to consider whether the time has not arrived when provision should be made for the permanent care of the park.

During the last session of the Legislature there were a number of bills passed for the erection of monuments in various parts of the State and upon battlefields outside of it, to signalize and preserve the recollection of important events. To commemorate the achievements of those men who in the past have rendered important military and civic service to the State and conferred honor upon her is commendable since it shows her gratitude, and beneficial since it presents an example and arouses a spirit which in time of need may save her from danger and disaster. If such appropria-

tions are to be continued, there ought to be a wise selection of subjects so that attention may be drawn to that in her career which is most honorable. Among the men of Pennsylvania most conspicuous for military achievement during the Revolutionary period was Anthony Wayne, during the Rebellion was George G. Meade. To Meade there are monuments in Fairmount Park and at Gettysburg,—to Wayne there are none in the State. At this time when the nation is celebrating with vast outlay the Louisiana purchase and the settlement of the west, it would be a fitting season for Pennsylvania to erect upon the hills of Valley Forge, where his brigade lay, or at some other proper place, an equestrian statue to Anthony Wayne, perhaps the most imposing and potent figure in the western settlement. The Pennsylvania Society Sons of the Revolution have already raised a sum of $8,380.35 for a like purpose. This fund is under capable and intelligent supervision and it might perhaps be wise to supplement their efforts.

An act of February 27, 1865, provided that any corporation owning or using a railroad might apply to the Governor to commission such persons as the corporation should designate to act as policemen for said corporation. These policemen were to possess in the respective counties the powers of policemen of the city of Philadelphia, and jail-keepers were directed to receive all persons arrested by them for the commission of offences against the Commonwealth along the railroads. The companies were to pay the policemen and when the services were no longer required, they were empowered to discharge them by notice filed in the office of the recorder of deeds of the respective counties. The system thus established has grown by subsequent legislation and now railroads, collieries, furnaces, rolling mills, coal and iron companies, corporations for the propagation of fish, and many other corporations have their force of policemen exercising the authority of the Commonwealth. There were issued in

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|---|---|---|
| 1901, | 570 | police commissions. |
| 1902, | 4,512 | police commissions. |
| 1903, | 186 | police commissions. |
| 1904, | 187 | police commissions. |

Usually these commissions have been issued at the request of the companies and have been unlimited in duration. A practice has recently been instituted in the Executive Department limiting the appointments to a period of three years, and requiring the applications to set forth under affidavit the circumstances making the appointment necessary, the capability, and reputation for sobriety and peacefulness, of the person named, and that he is a citizen of Pennsylvania. But it needs little thought to see that the system

is objectionable upon principle and is likely to be ineffective in practice. The act upon which it is based is inartificially constructed, and, were the question raised, would probably be held to be unconstitutional by the courts. Where police are selected, paid and discharged by the corporations and bear the name of "coal and iron police" it is evident that they are in effect the servants of their employers rather than of the Commonwealth whose authority they exercise. The arrest and incarceration of a citizen for breach of law is one of the most fundamental and delicate of the functions of sovereignty, and the protection of property and the prevention of breach of the peace and disturbance are among the most important of its duties. The one ought not to be delegated and the other ought not to be evaded. To attempt to do so is to abdicate sovereignty and to accomplish it would seem to be a legal impossibility. The State stands above interests in controversy and its powers ought not to be used by either of them. In case of disturbance, no confidence can be placed in the discreet use of the power of the State by persons dependent upon others for their positions. On the other hand, it is the duty of the State to see to it that the exercise of the franchises granted by her is not impaired or interfered with by violence. It would be well for you to consider whether the time has not arrived for the State to resume these functions and to authorize the appointment by the Governor of a constabulary of sufficient force, say ten in each county, to be used wherever needed in the State in the suppression of disorder. They could be utilized in the place of the corporation police, the game wardens, fish wardens, forest wardens, the officers of the different boards and commissions exercising police authority, and would enable the Executive in cases of emergency to "take care that the laws be faithfully executed," as the Constitution requires, and they would be likely to inspire a confidence not now felt. The objection to such a course is the expense. To this objection there are several answers. The State ought to provide for its necessary work before being generous, no matter how meritorious the recipients of its bounty may be. It is doubtful whether the expense of a regular constabulary would, upon the whole, be greater than the occasional calling out of the National Guard, which it would at times obviate. Much of what would be the expense is now being incurred in desultory ways and the expense of the corporation police comes ultimately from the people. Finally it may be said that this constabulary could be taken from the ranks of the National Guard, thus starting with a disciplined service and that no doubt the corporations would be satisfied to be assured of protection to their property and to be relieved of the burden of maintaining their present police.

There are many incongruities in our laws with regard to corporations, due largely to the fact that the legislation has been often enacted with reference to particular subjects without sufficiently considering its relation to the general system, and they ought to be corrected. Probably the best method would be to provide for a commission of expert lawyers, to be appointed by the Governor, who could go over the whole subject carefully and report a code or what changes may be necessary. All corporations, before they can be chartered, are required to give notice by advertisement of their applications, except railroad and street railway companies. It would seem to be specially important that these companies should give such notice. The Act of 1889, as amended by the Act of 1901, requires that the charters of Street Railway Companies shall name the streets and highways upon which the railways are to be laid. But it further provides that the companies shall have authority to construct such extensions as they may deem necessary to increase their business, and this is accomplished by filing without public notice a copy of the minutes in the office of the Secretary of the Commonwealth. It has become a custom, more or less prevalent, to secure charters upon obscure streets and reach the main avenues by means of this privilege of extension, which is entirely within the control of the companies and is subject to no supervision. If a railroad be incorporated twenty miles in length it must, under the Act of April 4th, 1868, have a capital stock of ten thousand dollars per mile. If it be incorporated with a length of five miles and then be extended to twenty miles, under the Act of May 21, 1881, it is only required to have a capital stock of five thousand dollars per mile. The principle upon which the grant of franchises to corporations is supported is that there are business operations important to the community which are beyond the financial strength of the individual, and that by the union of the resources of many persons, may be accomplished and thus the public be benefited. As a compensation for the benefits so conferred, liability is transferred from the individual to the artificial person created by the law. We have been gradually losing sight of the public good involved in the arrangement and reducing the number of corporators until now any three persons may secure incorporation for profit. In other words, a man wishing to start any business venture by giving a share of stock to his clerk and another to his messenger may escape individual liability for the indebtedness incurred. But one step remains and that is the reductio ad absurdum of making a single person a corporation for profit. Most of such corporations now secure under our laws grants in perpetuity. There ought to be a reasonable time limit in every charter, say one hundred years, at the expiration of which the grant terminates so that some control

may be maintained and the future not burdened with consequences which cannot be foreseen. The mountains shall sink into the sea, in time the sun shall disappear from the heavens, and no charter should purport to endure forever. The question of requiring railroads, railways and pipe lines to file with their applications maps of the proposed routes may be considered, and the rights of telephone, electric light and natural gas companies in furnishing their facilities raising difficult problems ought to be defined.

In my Inaugural address of January 20, 1903, and in my message giving the objections to the act authorizing railroads to take dwellings by condemnation proceedings (see Address, page 3, and Vetoes, page 125), I called attention to the principle that only public necessity could justify the taking of private property by eminent domain, and suggested the propriety of the ascertainment by the State of such need before any franchise is granted including this right. Without going over these propositions again, I renew the suggestion and refer you to what was there presented. If the Legislature should deem it wise that the State should exercise such supervision, there ought to be provision made for a competent State engineer. The need for such an expert official would be not only for this purpose, but in the Highway Department and in connection with the building of bridges. From June 1, 1903, to June 1, 1904, there were paid to engineers for the preparation of plans and supervision of construction of bridges $25,277.55, and since that time probably fully as much more. The services of a capable engineer, regularly employed by the year, could be secured for a much less sum. It is true the payments are now made by the counties, but it would be a narrow view which would separate the people and the Commonwealth. Whatever may be the conclusion of the Legislature upon this subject, there ought to be the utmost care exercised in granting to corporations the right to take private property.

The question whether trust companies, which have of recent years played so important a part in the management and settlement of estates, and with which so much of the current moneys of the community is deposited, should also be permitted to do an insurance, surety and guarantee business upon the same capital, which involves another kind of risk, is one of moment and could properly be considered by such a commission as that proposed.

The large deposits of coal, anthracite and bituminous, which underlie the valleys and mountains of this State, are being shipped in profusion over the world where they become the foundations of industries and bases of wealth, or are wasted in harmful wars in South Africa or Manchuria, with which we have no sympathy. One of these days, the deposits will have been exhausted. It is only fair

and exceedingly proper that Pennsylvania should derive some benefit from that which the Lord has given to her. I suggest that you consider the propriety of imposing a slight tax upon each ton of coal mined, so small in amount that it would not prove burdensome to consumers or interfere with trade, the proceeds of the tax to be used only in the construction of roads, or in the maintenance of schools in relief of the school tax now imposed by the counties.

The Constitution directs that immediately after each decennial United States Census, the General Assembly shall apportion the State into Senatorial and Representative Districts. No Senatorial apportionment was made after the census of 1880, 1890 or 1900. Not only is the mandate of the Constitution disobeyed, but the existing condition of affairs is unjust to Allegheny and other counties which have not the representation to which they are entitled. With the passing of each decade and the shifting of population, the unfitness of the present apportionment is increased. The difficulty has not been with the Legislature, which no doubt would have been entirely willing to fulfil its constitutional obligations, but inheres in the Constitution itself. Nevertheless, a solution must be found. The Constitution provides, Article II, Section 16, that the State shall be divided into fifty Senatorial districts of compact and contiguous territory as nearly equal in population as may be. Each district elects one Senator. A ratio is determined by dividing the whole population of the State by fifty. Each county containing one or more ratios is entitled to one senator for each ratio. No county shall form a separate district unless it contains four-fifths of a ratio, except where the adjoining counties are each entitled to one or more senators, in which case it may have a senator with a population exceeding one-half of a ratio. No county shall be divided unless entitled to two or more senators. No city or county shall be entitled to representation exceeding one-sixth of the whole number of senators. The trouble with this method is that it cannot be applied. In the first place, fifty cannot be divided by six in such a way as to be applicable to senators. In my view the city which is entitled to eight and one-third senators is entitled to nine, if it has sufficient population, for the reason that a provision which deprives certain people of their representation because of location ought to be construed in such a way as to cause as little deprivation as possible. As they cannot have one-third of a senator without having a whole senator, they ought to have the entirety. This in practice, however, has been limited to eight instead of nine and is not the difficulty which has been regarded as insuperable. This difficulty may be illustrated by a reference to Lebanon county. It is surrounded by counties, each one of which has a ratio or more, and is, therefore, entitled to a senator and

to be a separate senatorial district. Lebanon has not half a ratio and is, therefore, entitled to no senator. What is to be done with it? There are two main thoughts in the Constitution. One is that the State shall be divided into districts. This is essential and fundamental. The other is that the division shall be made in a certain specified manner. This is secondary and incidental, and if impracticable must yield in the place of least resistance. Maintaining the provision that the districts shall comprise compact and contiguous territory, as nearly equal in population as may be, and preserving as well as can be done, the lines of counties, the direction that "no county shall be divided unless entitled to two or more senators," must where necessary be overborne, and the districts be created notwithstanding.

It would be an advantage if the Houses had counsel charged with the duty of ascertaining the relation of proposed legislation to existing laws, and of seeing that legislation is so expressed as to accomplish the object intended. It is not to be expected that legislators should have technical training in law, and it is fair to them that they should be supplied with such assistance. At the last session, several meritorious acts were necessarily vetoed because of imperfect construction.

It has come to be a custom to provide for executive work by the appointment of commissions by the legislative body to whom it is entrusted. Beginning in a small way, the custom has gradually grown until a large proportion of such measures adopted are managed in this way. The Executive is only one of a number of commissioners having responsibility without control, and occasionally it has happened that an official, such as the State Treasurer, has been designated in the commission in such manner as to impose the duties upon the individual and not the incumbent of the office. It is a custom more honored in the breach than in the observance. Where governments have fallen, it has generally been because of encroachments by one department upon the province of others. The Constitution has given "supreme executive power" to the Governor and it is his duty to see that the laws are faithfully executed. It is, of course, a convenience to the Governor that he should be relieved of burdens, but it is a relief that ought not to be conceded. He may well appoint commissions when necessary, but it comports neither with his duty nor the dignity of his office that he should be a member of commissions otherwise appointed. A further and very plain objection is that when the Governor appoints, in case of incompetency or misbehavior, he may remove, while the Legislature, after adjournment, does not meet again for two years and can exercise no control over the appointees.

There are still some of the departments of the government of the Commonwealth which are, to a certain extent, supported by the fees collected and these are received, in whole or in part, by the incumbents. The fee system was convenient at a time when the Commonwealth was impoverished and officials had difficulty in finding sufficient employment and needed an incentive. This condition of affairs no longer prevails and the system which was its outgrowth should be abolished. All officials should be paid proper compensation for their services and all collections made by them should be paid into the Treasury for the use of the Commonwealth.

Everything possible ought to be done to encourage the creation of a single municipality which shall include all of the extensive population at the junction of the Allegheny and Monongahela rivers, now under the authority of several different municipal governments. Such a course would result in a saving of expense, an improvement in official tone, with increase of responsibility, and an advancement in prestige and influence. Not only the people of the locality, but those of the whole Commonwealth are interested, and they should be aided by all necessary legislation. At the other end of the State, the great industrial interests and the vast population along the Delaware at Philadelphia, Chester and other places are in a sense hide-bound. The way to the sea has been, to a considerable extent, closed to trade, because of distance and imperfect channels. Few natural obstacles are so great that energy will not overcome them. By opening the Erie canal De Witt Clinton brought the trade of the lake region to New York harbor and enabled the city there to become the chief port of the country. Philadelphia in the days of our fathers sought to regain her lost supremacy by building a railroad across the mountains, of which she should be the eastern terminus and whose directors should be all "citizens and residents of this Commonwealth." Failure should only be a stimulus to greater exertions. The engineering feats of the people of Manchester, Glasgow and Holland can be repeated in America. All the great power and influence of the Commonwealth and her representatives in national affairs, financial and political, should be exerted to secure the deepening of the channel of the Delaware and if need be in addition to dig a ship canal across New Jersey direct to the ocean.

It is high time that attention be given to the preservation of our streams, gifts of God to humanity, which are essential to happiness and comfort and even to life. In western Asia are vast lands where once were teeming civilizations now barren wastes, because the people did not understand how to take care of their water supplies Our streams are losing both beauty and utility, and are being en

croached upon by filling along their banks and using them as dumps for the refuse and pollution which come from mills, factories and habitations. They are also being seized upon by those who hope to make them commercially profitable, and in some instances the waters are being diverted from their channels. There was a time in the history of the world when a man could not be born or married and could not die without sharing his substance with ecclesiastics. If we are not careful, another time will come when we cannot drink or breathe without paying tribute to those who have secured control of the natural supplies of water and air. Probably nine-tenths of the charters for water companies which have come before me in the last two years have been instances in which the parties securing the grants had no intention of supplying water to consumers, but sought to get privileges which would be available in the market. It is a subject of difficulty and ought to be studied.

Section VII, Article 8, of the Constitution, adopted November 5, 1901, at an election by the people, provides: "All laws regulating the holding of elections by the citizens or for the registration of electors shall be uniform throughout the State, but laws regulating and requiring the registration of electors may be enacted to apply to cities only: Provided, That such laws be uniform for cities of the same class." The adoption of this amendment indicates that some changes in the present system of registration were deemed to be necessary. I recommend that proper legislation to comply with this provision of the Constitution receive your attention.

At the last session of the General Assembly, an act was passed requiring newspapers to exercise reasonable care with respect to what they published, and further requiring them to print upon the editorial page the names of those responsible for the publication. Although, as was natural, it caused some adverse criticism upon the part of many of those affected by it, the requirement of the publication of the names of the editors and business managers was at once obeyed by the press of the State, and the act has resulted in a marked improvement in the amenities of journalism in so far as they concern persons in private life. It is also evident that the act met with the grateful approval of the people. At the recent election, of those members of the Senate and House who voted for this bill, seventy-six were re-elected and two were defeated. Of those who voted against the bill, twenty-eight were re-elected and ten were defeated. Of those who voted against the bill 26.3 per cent., and of those who supported it 2.5 per cent. were defeated. Further legislation is required for the protection of the Commonwealth from the injury to her reputation and the disadvantage to the administration of her affairs which arise from the prevalent dissemination of scandalous inventions concerning her officials and

their efforts in her behalf. It is not only an unseemly spectacle, but it is a crime which the State ought to punish when day after day the mayor of one of her cities is depicted in communion with a monster compounded from the illustrations of Cope's Palaeontology, and Doré's Dante. The enforcement of the municipal law is impeded, and, therefore, the State is concerned. We are compelled to recognize that since the cry of the liberty of the press became a Shibboleth, the relation of the newspaper to the government and the people has been very much modified. No ruler now sits by divine right in his palace and writes lettres de cachet to confine his subjects in some Bastile at his own will, and on the other hand the newspaper will sometimes become, not the representative of the people seeking information for their good, but a commercial venture, the adjunct of a business house, the main object of whose existence is to aid its patron in selling his wares, as anxious to attract attention to them by startling postures as a circus poster. This means that the attitude of the statesman with respect to them must be changed with the change in conditions. In this Commonwealth, in the main, the country press endeavors to ascertain and further the interests of the people surrounding them. In the large cities, what is popularly called "Yellow Journalism," with its gross headlines, its vulgar and perverted art, its relish for salacious events and horrible crimes, and all the other symptoms of newspaper disease, is gaining a foothold. There is a daily newspaper of wide circulation, published in the city of Philadelphia, ostensibly by a Pennsylvania corporation. This corporation was chartered May 18, 1899, with an authorized capital stock of $25,000, of which the amount actually paid into the treasury of the corporation was $2,500. So far as the records in the office of the Secretary of the Commonwealth show this amount has never been increased. A twenty story building on the main street in the heart of the city, largely rented out for offices and other business purposes, bears its name. Since its incorporation, it has paid to the Commonwealth in taxes five dollars and seventy-three cents. Since its control of what had been a useful and venerable newspaper began, every mayor of Philadelphia, every Governor, every United States Senator, save one who has only been in office four weeks, and every Legislature of the Commonwealth, has been subjected to a daily flood in its columns not of adverse comment, but of invented untruths. The State expended a considerable sum of money upon the celebration of Pennsylvania Day, August 20, 1904, at the Louisiana Purchase Exposition in an effort to impress upon the nation the importance of her participation in the settlement of the west. Her building and much of what she put on exhibition were exceptionally meritorious. But the gentleman put in charge of the agricultural exhibit at the out-

set bought in Saint Louis two lots of seeds, one costing $17.60, and the other about $5.00, and put upon plates, without names, some breakfast foods manufactured in various states, the various products of corn wherever made, and added them to his display. He had been selected, overlooking political affiliations, because of his connection with the Pennsylvania State College, where agriculture is taught and his previous experience in a similar charge at Chicago. His explanation is that seeds are a marketable commodity, which, wherever bought, may have been grown in any other locality, that it was an important education for farmers to see all the ways in which corn could be utilized even if they had to step over state lines, and that no one could tell where the corn was grown from which its products were made. However forceful this reasoning may be, the management differed with him in judgment, his connection with the exhibit terminated May 31, 1904, and these articles were removed. If there had been any mistake, it had long been corrected. These few simple facts, at most of uncertain significance, this newspaper by the addition of falsehoods, innuendoes and extravagancies elaborated into nine columns and illustrated with seventeen pictures. The publication saved up until August 19th, was adroitly timed so as to have it do what could be done by scattering it over the country to soil the celebration and thwart the object of the State. It talked of "unparalleled fraud" and "graft," although such a suggestion in connection with the sum of $22.60 was a manifest absurdity. It gave what purported to be an interview with a member of the Commission. The written denial by the Commissioner of the facts alleged in the interview is on file among the papers of the Commission. He was made to say about tobacco that "I understand that not a leaf of this most important part of Pennsylvania's agricultural product is on exhibition." The tobacco then on display subsequently received in competition with the whole world the very highest prize. It said the sum expended upon the exhibit was $15,000. The sum actually expended was $8,999.26. It told the people over the country that this exhibit was "a fraud, a hypocritical sham, an insult to the farming interests and a disgrace." As a matter of fact, the exhibit was so creditable that the officials of the Exposition awarded to it three grand prizes, the highest possible award, twenty gold medals, twenty-one silver medals and thirty-two medals in bronze.

All of the people, proprietor and peasant, churchman and heathen, are concerned alike that a deliberate policy of false report to secure ill gotten gain should not succeed. What is the remedy? Sooner or later one must be provided. Recently in one of the States, an offended citizen shot and killed an editor, was tried for murder and acquitted. Lawlessness is the inevitable result of a failure of the law to correct existing evils. How can the right of a newspaper to

publish the facts concerning the government and its officials and to comment on them even mistakenly be preserved, and the continuance of intentional fabrication in the guise of news be prevented? The Constitution in the same section provides for freedom of speech, as well as freedom of the press. Under the English common law, when a woman habitually made outcries of scandals upon the public highways to the annoyance of the neighborhood, she was held to be a common scold, and a public nuisance. Anybody may abate a public nuisance, and she was punished by being ducked in a neighboring pond. Notwithstanding our constitutional provision concerning freedom of speech, in the case of Commonwealth versus Mohn, 2 P. F. Smith, page 243, it was held that the law of common scolds is retained in Pennsylvania, though the punishment is by fine and imprisonment. To punish an old woman, whose scandalous outcries are confined to the precincts of one alley, and to overlook the ululations which are daily dinned into the ears of an unwilling but helpless public by such journals, as have been described, is unjust to both her and them. I suggest the application of this legal principle to the habitual publication of scandalous untruths. Let the persons harmed or annoyed present a petition to the Attorney General setting forth the facts and if, in his judgment, they show a case of habitual falsehood, defamation and scandal so as to constitute a public nuisance, let him file a bill in the Court of Common Pleas having jurisdiction, asking for an abatement of the nuisance, and let the court have authority, upon sufficient proof, to make such abatement by suppression of the journal so offending, in whole or in part, as may be necessary. Since this adaptation of existing law is only to be applied to the elimination of habitual falsehood in public expression, it will probably meet with no objection from reputable newspapers. Since both the Attorney General and the courts would have to concur, the rights of legitimate journalism are sufficiently protected and it is only in an extreme case that the law could be invoked. For that case, it provides a remedy. I submit herewith, marked A, a draft of an act upon these lines.

The Commission to provide for the participation of the State in the Louisiana Purchase Exposition has performed its duties with fidelity, reasonable economy and success. The building erected for the State was commodious, impressive and artistic. It is believed that it was visited by more persons than all of the other state buildings combined. It cost with furniture and decoration of the grounds $96,145.64, which is $24,126.92 less than the cost of the structure devoted to like uses at the Columbian Exposition at Chicago. Among the decorations were forty-four portraits in oil of the leading personages in the history of Pennsylvania, and from among them portraits to the value of $2,500.00 have been retained for the new Capitol.

The prizes awarded by the authorities of the Exposition were numerous and creditable to the State. The Commission will return to the State Treasury out of the appropriation of $300,000 made by the last Legislature a considerable sum, approximating $30,000.

In 1905, there will be held in Portland, Oregon, the Lewis and Clark Centennial Exposition to commemorate the one hundredth anniversary of the exploration of the Oregon country, and in 1907, there will be held in Virginia an Exposition to commemorate the tercentenary of the Settlement of Jamestown, the earliest settlement of English people in North America. I call your attention to these important events for such action as you may deem wise.

Such legislation ought to be adopted as will aid in ensuring the maintenance of the health of the people by providing adequate means for the prevention of the pollution of the streams and water supplies, the prevention of the spread of typhoid fever, diphtheria and similar diseases through the dissemination of their germs, and providing for the registration of births, deaths and cases of contagious and infectious diseases. The present system which imposes upon the Boards of School Directors in many counties the duties of local boards of health is inadequate and needs revision.

The affairs of Pennsylvania are in such shape as to be a source of legitimate pride in the present and hopefulness for the future, but it is my duty to add a note of warning. The volume of laws passed at the last session of the General Assembly evidenced great care and a high degree of intelligence upon the part of the legislators responsible for them. They compare favorably with the legislation enacted by any legislative body in the history of the country, whether in nation or state. It is important that there shall be no retrogression, and no falling away from the standard then maintained. While the financial condition of the State is prosperous and promising, and while the real needs of the government should be provided for without parsimony, there should be scrupulous care that none of its resources are misdirected, or wasted in mere extravagance. Providence has so willed it that in the advocacy of those principles that now dominate the conduct of the national government, Pennsylvania has the leading position. In a certain sense then she may be properly said to represent the national view. In the present Legislature, there is, to an extent never known before, a preponderance of those who are in accord with the principles to which expression is to be given in the broad field of national development. Wise men are steadied by the possession of power. With large majorities come great responsibilities. Those who are opposed to the principles you support will have their eyes turned to Pennsylvania, and will be quick to discover your mistakes, if any are made, and eager to take advantage of them.

There is much merit in few laws and in few changes in those which

have become known to the people. A wise chancellor of Sweden, Oxenstiern, who was largely responsible for the Swedish settlements along the Delaware, wrote in 1654: "Though time and variety of accidents may occasion some defects in old lawes, yett it is better they should be borne with than an inundation of new lawes to be lett in which causeth incertainty, ignorance, different expositions, and repugnancyes in the lawes, and are the parents of contention." A recent English writer, Anthony Trollope, has said: "The law is generally very wise and prudent."

I am satisfied you will bear in mind these truths and so conduct yourselves that the outcome of your deliberations and consultations shall prove Pennsylvania still to be what she was in the time of her philanthropic and far seeing founder and has been in many fateful crises since, a beacon and an example to her sister states and to all men seeking to advance human welfare over the world.

SAML. W. PENNYPACKER.

## "A."

AN ACT

Declaring the habitual publication and dissemination by newspapers, journals, periodicals, pamphlets or circulars of falsehood, defamation and scandal to be a public nuisance, and providing for the abatement thereof.

Section I. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the habitual publication and dissemination by newspapers, journals, periodicals, pamphlets or circulars of falsehood, defamation and scandal, detrimental to the administration of public affairs, whether state, county or municipal, or injurious to the reputation and character of public officials, or of private persons, be declared to be a public nuisance.

Section II. Any six persons, citizens of this Commonwealth, may present a petition to the Attorney General of the Commonwealth, setting forth the designation and description of the publication constituting such a public nuisance, the fact that it habitually publishes and disseminates falsehood, defamation and scandal, giving the particulars and details in at least three instances of false, defamatory or scandalous statements or representations so published, and further setting forth the special injury, if there be such injury. Thereupon, if in the judgment of the Attorney General there shall

appear to be a prima facie case established, requiring his intervention, it shall be his duty to file a bill in equity in the name of the Commonwealth in the Court of Common Pleas of the county in which such publication has been made, setting forth the facts and praying for the abatement of the nuisance.

Section III. Upon the trial of the cause, if the evidence shall show the habitual publication and dissemination of false, defamatory or scandalous statements or representations, whether in the form of news, comment or illustration, it shall be the duty of the court to make a decree directing the suppression of the publication of the newspaper or newspapers, journal or journals, periodical or periodicals, pamphlet or pamphlets, or circular or circulars, in whole or in part, as in its judgment may be necessary for the abatement of the nuisance.

Section IV. The Attorney General is hereby authorized upon filing vouchers with the Auditor General to receive from the State Treasury such sums as may be required for the costs and expenses of all such proceedings prosecuted by him.

Section V. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

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Commonwealth of Pennsylvania,
Executive Department,
Harrisburg, January 3, 1905.

To the Senate and House of Representatives of the Commonwealth of Pennsylvania:

Gentlemen: The following acts of the General Assembly, passed during the session of 1903, were approved and signed by me within the thirty days after the final adjournment of the Legislature on the 16th day of April, A. D. 1903, viz.:

April 21, 1903:

Supplementary to an act, entitled "An act conferring upon certain fidelity, insurance, safety deposit, trust and savings companies the powers and privileges of corporations incorporated under the provisions of section twenty-nine of an act, entitled, 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto," approved the twenty-seventh day of June, one thousand eight hundred and ninety-five.

To amend section six of the act of July the ninth, one thousand eight hundred and ninety-seven (Pamphlet Laws 223), by providing that, where objections to nomination certificate or paper are not sustained by any court, the petitioner shall be compelled to pay the costs.

To establish county associations of school-directors.

Authorizing and requiring county commissioners of the several counties of this Commonwealth to have the county bridges of their respective counties painted, and the bolts of the same tightened, as often as may be necessary.

Relating to the collection of school taxes in boroughs and townships in this Commonwealth; requiring collectors to make monthly statements to secretary of the school-board of amounts collected, dates and names of parties from whom collected, and to pay said taxes monthly to treasurer; and providing for meeting of school-directors and tax-collector, and for the collection and payment of all school taxes to treasurer on or before first Monday of June, in each year, and prescribing a penalty for the violation of the same.

To amend the first, second, third, fourth and seventh sections of an act, approved June third, one thousand eight hundred and ninety-five, entitled "An act authorizing the Commonwealth of Pennsylvania to rebuild county bridges over navigable rivers, and other streams, which have been declared public highways by act of Assembly, where such streams have been destroyed by flood, fire or other casualty; providing for the appointment of viewers and inspectors, and the payment of the cost of rebuilding such bridges.

To amend section twenty-two of an act, entitled "An act relating to counties and townships, and county and township officers," approved the fifteenth day of April, Anno Domini eighteen hundred and thirty-four; fixing the time when the county commissioners shall publish the annual statement of the receipts and expenditures of the county for each preceding year.

April 22, 1903:

To repeal an act, entitled "A further supplement to an act relative to parks in the City of Harrisburg, approved the fourth day of April, one thousand eight hundred and sixty-seven," approved March twenty-fifth, Anno Domini one thousand eight hundred and seventy-three.

Providing the manner by which independent school districts of this Commonwealth, established by act of Assembly or the courts of quarter sessions, may be abolished, and providing for the disposition of the school property of such district.

To repeal an act, entitled "A supplement to an act relative to parks in the City of Harrisburg, approved the fourth day of April, one thousand eight hundred and sixty-seven," approved the eighth day of May, Anno Domini one thousand eight hundred and seventy-two.

To repeal an act, entitled "An act relating to parks in the City of Harrisburg," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-seven.

To repeal an act, entitled "An act to extend the road laws of Bradford County to the townships of McIntyre and Lewis, in the County of Lycoming," approved the tenth day of April, Anno

Domini one thousand eight hundred and seventy-three, so far as the same relates to McIntyre township.

To repeal an act, entitled "An act relative to the expenditure of the road taxes in Fayette County, and for other purposes," approved the fifth day of May, Anno Domini one thousand eight hundred and thirty-two, and for other purposes, approved the eleventh day of March, Anno Domini one thousand eight hundred and forty-five, which provisions were extended to the township of London Grove, in the County of Chester, so far as the same relates to the township of London Grove, in the County of Chester.

Amending an act approved April seventeenth, one thousand eight hundred and sixty-six, entitled "A supplement to an act relating to the sale and conveyance of real estate," approved the eighteenth day of April, one thousand eight hundred and fifty-three; providing that deeds may be acknowledged before any justice of the peace, notary public or other officer having authority to take acknowledgment of deeds or other instruments of writing.

To amend an act approved the twenty-third day of June, one thousand eight hundred and eighty-five, entitled "A supplement to an act to consolidate, revise and amend the penal laws of this Commonwealth," approved the thirty-first day of March, one thousand eight hundred and sixty; prohibiting the disposing of property to defraud creditors, and prohibiting the removing of any property out of any county to prevent the same from being levied upon or sold on execution.

To amend the twenty-first section of an act, entitled "An act to provide for the more effectual protection of the public health in the several municipalities of this Commonwealth," approved the eighteenth day of June, Anno Domini one thousand eight hundred and ninety-five; limiting the time in which actions may be brought for the recovery of fines or penalties under said act.

Relating to new trials in cases of murder.

To amend an act, entitled "An act to regulate the publication, binding and distribution of public documents of this Commonwealth," approved the second day of June, Anno Domini one thousand eight hundred and ninety-nine.

Amending an act, entitled "An act amending an act, entitled 'An act regulating the election of overseers of the poor,'" approved the fourth day of June, Anno Domini one thousand eight hundred and eighty-three, so as to permit the election of one female overseer of the poor.

Enabling the burgess and council of any borough or incorporated town, by ordinance, to annex to the borough or incorporated town adjacent territory, upon petition of a majority of the freehold owners thereof.

To provide a Miners' Home or Home for old, crippled and helpless employes of the coal mines of Pennsylvania; for the naming of trustees, with power to purchase land, erect buildings thereon and

manage the same; the admission of the wives of such employes where they have reached the age of fifty-five years; the conditions for admission to such Home or Homes, and the raising of revenue to support it or them.

Regulating the change of corporate titles.

To amend sections two and six of an act, entitled "An act to establish a Department of Agriculture, and to define its duties, and to provide for its further administration," approved the thirteenth day of March, Anno Domini one thousand eight hundred and ninety-five; increasing the number of bulletins which it shall be lawful to publish, and to provide for the reapportionment of the annual reports published by the Department of Agriculture.

To amend an act, entitled "An act defining the rights and liabilities of parties to, and regulating the effect of, contracts for work and labor to be done, and labor or material to be furnished, to any building, bridge, wharf, dock, pier, bulkhead, vault, subway, tramway, tollroad, conduit, tunnel, mine, coal-breaker, flume, pump, screen, tank, derrick, pipe-line, aqueduct, reservoir, viaduct, telegraph, telephone, railway or railroad line, canal, mill-race; works for supplying water, heat, light, power, cold air or any other substance furnished to the public; well for the production of gas, oil or volatile or mineral substance; or other structure or improvement, of whatsoever kind or character the same may be; providing remedies for the recovery of debts due by reason of such contracts, and repealing, consolidating and extending existing laws in relation thereto," approved June the fourth, Anno Domini one thousand nine hundred and one.

To repeal an act, entitled "An act to increase the pay of the county commissioners and auditors of Wyoming County," approved the twenty-eighth day of February, one thousand eight hundred and sixty-eight.

To amend the second section of an act, entitled "An act to protect certain domestic and private rights and prevent abuses in the sale and use of intoxicating drinks," approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four, in relation tto the penalties and fines therein prescribed, and giving the court discretionary power in relation thereto.

To permit farmers to sell their own products without a license-fee, in and about the streets of any borough or city of this Commonwealth.

Providing for the payment of liquor license money to school-districts, in townships in which the roads shall be made and repaired in taxpayers pursuant to the act of twelfth of June, Anno Domini one thousand eight hundred and ninety-three and its supplements.

Regulating the sale or prescription of cocaine, or of any patent or proprietary remedy containing cocaine, and prescribing penalties for the violation thereof.

To provide for the preparation and publication of the names and records of the enlistments of Pennsylvanians in the Philippine and China wars, one thousand eight hundred and ninety-eight, one thousand eight hundred and ninety-nine, one thousand nine hundred, one thousand nine hundred and two, and making a appropriation for the clerical work in connection therewith.

Fixing the salary of the State Treasurer of Pennsylvania.

April 23, 1903:

To amend clause ten of section one of an act, approved the ninth day of July, Anno Domini one thousand nine hundred and one, entitled "An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs."

To validate certain judgments and titles to real estate, notwithstanding a failure to comply with all the requirements of the tenth clause of section one of an act, approved the ninth day of July, Anno Domini one thousand nine hundred and one, entitled "An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs.

Authorizing the township commissioners of townships of the first class to cause sidewalks, footways and curbing to be constructed along the public highways, and also over properties abutting on turnpike roads, in towns and villages.

A supplement to an act, entitled "An act to restrain and regulate the sale of vinous and spirituous, malt or brewed liquors, or any admixture thereof," approved the thirteenth day of May, Anno Domini one thousand eight hundred and eighty-seven.

Authorizing and empowering cities of the second class to permit the use of portions of public parks for sites for technological schools or institutions for the promotion of arts and sciences.

Making the several indices of the records of the several counties of the Commonwealth, prepared and hereafter to be prepared according to the provisions of an act of Assembly, approved May twenty-sixth, Anno Domini one thousand eight hundred and ninety-one, notice to all persons of the several records to which said indices refer.

To provide for filling vacancies occurring in the office of township treasurer, and in boards of township commissioners, of townships of the first class.

Relating to automobiles, or motor-vehicles; providing for the registration thereof; regulating the speed limit upon the public highways within this Commonwealth; providing for the licensing of the operators thereof, and fixing the amount of the license; regulating the service of process and of proceedings in actions of damages arising therefrom; and prescribing the penalties for the violation of the provisions of the same.

To designate the number of school-directors to be elected in the several boroughs of the Commonwealth not divided into wards; to provide for their election, and for the filling of vacancies, and to fix the length of term for which they shall serve.

To amend the first section of an act, entitled "A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations, approved April twenty-nine, one thousand eight hundred and seventy-four,' authorizing the formation of corporations for profit by voluntary association of three or more persons, one of whom, at least, must be a citizen of this Commonwealth," said supplement approved the twenty-ninth day of May, one thousand nine hundred and one; and to extend the provisions of said act to all corporations for profit embraced within corporations of the second class, defined in section two (2), and the various supplements to section two (2), of the act of April twenty-ninth, one thousand eight hundred and seventy-four, and confirming all charters granted under the said supplements to corporations which have been formed under the various supplements to the said section two (2) of the act of April twenty-ninth, one thousand eight hundred and seventy-four, by the association of three or more persons, one of whom, at least, was a citizen of this Commonwealth.

Defining the powers of the several courts of quarter sessions of the peace, within this Commonwealth, with reference to the care, treatment and control of dependent, neglected, incorrigible and delinquent children, under the age of sixteen years, and providing for the means in which such power may be exercised.

To repeal an act, entitled "An act authorizing the making of new indexes of the records contained the deed books in the recorder's office of Allegheny County, and regulating the manner in which the same shall hereafter be kept," approved March thirtieth, Anno Domini one thousand eight hundred and sixty-eight.

Validating the incurring of debt or increase of indebtedness of townships of the second class, by its supervisors, for the purpose of macadamizing roads and highways, to an amount, in the aggregate, not exceeding two per centum upon the assessed value of the taxable property therein, as fixed and determined by the last preceding assessed valuation thereof, and all coupon bonds or other securities issued therefor, and also all assessments of annual tax for the payment of the principal and interest of such indebtedness, represented by such bonds or other securities, since the twentieth April, Anno Domini one thousand eight hundred and seventy-four.

A further supplement to the act approved April fourth, Anno Domini one thousand eight hundred and sixty-eight, entitled "An act to authorize the formation and regulation of railroad corporations."

To amend an act, entitled "An act authorizing railroad and other transportation corporations of this State to acquire, hold, dispose of and guarantee the stock and securities of certain other corporations of this State or elsewhere," approved April fourth, one thousand nine hundred and one.

To repeal an act, entitled "An act declaring Trout run, in the County of Lycoming, a public highway," approved the sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

To repeal an act approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty-six, entitled "An act laying a tax on dogs in the Borough of West Chester and certain townships in the County of Chester, and for other purposes."

To cure defects in the form of ballots used by the voters of any municipality or district, in elections held on the question of increasing the indebtedness of such municipalities or districts.

To repeal section twenty of an act, approved the tenth day of April, Anno Domini one thousand eight hundred and forty-nine, entitled "A supplement to an act, entitled 'An act relative to the organization of courts of justice,' passed the fourteenth day of April, Anno Domini one thousand eight hundred and thirty-four," declaring Trout run, in Brown township ,in the county of Lycoming, a public highway from its mouth, three miles up said stream.

Changing the title of the chief executive officer in cities of the said class from city recorder to mayor.

To provide for the election of assistant assessors for the valuation of real estate for taxation, in townships of the first class, and fixing the compensation of assessors in such townships.

To prevent officers or members of boards of managers of institutions receiving appropriations of State money from selling supplies to such institutions, or acting as agent for the sale of the same.

To amend an act, entitled "An act to provide for the erection of a house for the employment and support of the poor in the county of Erie," approved June twenty-fourth, one thousand eight hundred and thirty-nine; defining the conditions under which new buildings may be erected, and the method of letting contracts for the construction thereof, and for alterations and repairs thereto, and making clear the manner of paying therefor; requiring estimates for expenses to be approved by the court of quarter sessions of the peace; regulating their compensation and fixing the amount of bail that shall be given by each of the directors and by their clerk.

To repeal an act approved the eighth day of April, Anno Domini one thousand eight hundred and ninety-seven, entitled "An act relative to the taxing of dogs in certain townships in the counties of Chester and York."

To amend the forty-sixth section of an act, approved the thirteenth day of June, Anno Domini one thousand eight hundred and forty-six, entitled "An act relating to roads, highways and bridges," authorizing the construction of bridges on the line of adjoining counties, or located within one-fourth of a mile from the county lines.

To regulate the compensation of directors of the poor of poor districts composed of several boroughs and townships, situated in

more than one county, having a population of over seventy thousand.

Requiring justices of the peace of this Commonwealth to procure and use a seal of office, and providing for the certificates to official acts.

To fix the fees to be allowed the district attorney in counties containing over eight hundred thousand inhabitants.

Authorizing the chief burgesses of the several boroughs of this Commonwealth to administer all oaths and affirmations in matters pertaining to borough affairs.

To designate a uniform date when the commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments, and the reassessment between the periods of the triennial assessments, of property, and fixing the time for the return thereof.

Authorizing Robert Tagg, a citizen of Philadelphia county, Pennsylvania, to bring suit in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania.

Amending section three of an act, entitled "An act relative to verdicts and judgments in actions of ejectment, and to regulate proceedings in such actions," approved the eighth day of May, Anno Domini one thousand nine hundred and one.

April 24, 1903:

Authorizing the commissioners of public parks within cities of the first class of this Commonwealth to purchase, acquire, enter upon, take, use and appropriate farmlands and woodlands adjoining any public park within said cities, for park purposes, wherever in their opinion such lands shall be necessary for the improvement of said parks, and providing that the total acreage of land so taken shall not exceed one thousand acres.

To fix the number and salaries of officers, clerks and employes in the Department of Internal Affairs.

To amend section one hundred and fifty-four of the act of March twenty-one, one thousand eight hundred and sixty, entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth."

To amend section fifteenth of an act, entitled "An act defining the rights and liabilities of parties to, and regulating the effect of, contracts for work and labor to be done, and labor or materials to be furnished, to any building, bridge, wharf, dock, pier, bulkhead, vault, subway, tramway, tollroad, conduit, tunnel, mine, coal-breaker, flume, pump, screen, tank, derrick, pipeline, aqueduct, reservoir, viaduct, telegraph, telephone, railway or railroad line; canal, millrace; works for supplying water, heat, light, power, cold air or any other substance furnished to the public; well for the production of gas, oil or other volatile or mineral substance; or other structure or improvement, of whatsoever kind or character

the same may be; providing remedies for the recovery of debts due by reason of such contracts, and repealing, consolidating and extending existing laws in relation thereto," approved the fourteenth day of June, Anno Domini one thousand nine hundred and one.

Authorizing the board of county commissioners of the several counties of the State to furnish, on petition, appropriate metal markers for the graves of soldiers and sailors who served with honor in the military forces of the United States.

To amend an act ,approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, entitled "An act authorizing the employment of male prisoners in the jails and workhouses of this Commonwealth, and regulating the same, and providing a penalty for an escape of prisoners while employed outside of said jails or workhouses;" and also to amend "An act amending section four of an act, entitled 'An act authorizing the employment of male prisoners of the jails and workhouses of this Commonwealth, and regulating the same, and providing a penalty for the escape of prisoners while employed outside of the jails or workhouses,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, providing that in certain cases the prison board shall be permitted to direct the work of prisoners to be done on the streets of the borough where the prisoner has been imprisoned," approved the twenty-fourth day of April, Anno Domini one thousand nine hundred and one.

To amend "An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants and less than eight hundred thousand inhabitants, by fixing the salaries of county engineers," being a supplement to an act approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-one, entitled "An act to amend 'An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants,'" being a supplement to an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, entitled "An act to carry into effect section five of article fourteenth of the Constitution, relative to the salaries of county officers and the payment of fees received by them into the State or county treasury, in counties containing over five hundred thousand inhabitants, and fixing the compensation of county officers therein.

April 25, 1903.

Amending section one of an act, entitled "An act empowering cities of this Commonwealth to grade, pave, curb, macadamize, and otherwise improve the public streets and alleys, or parts thereof, within their corporate limits, without petition of property holders, and providing for the payment of the costs, damages and expenses thereof," approved the twenty-second day of May, Anno Domini one thousand eight hundred and ninety-five; providing for the approval of ordinances by the city recorder, and the number of publications of the ordinance.

Entitled a supplement to an act, approved the twenty-fourth day of June, Anno Domini one thousand eight hundred and ninety-five,

entitled "An act amending paragraph ten of the second subdivision of the second section of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, and the several supplements thereto, providing for the incorporation of companies to supply materials for refrigerating purposes to the public through pipes or conduits from central stations;" repealing part of section two of said act, and further regulating such corporations in cities of the first class.

To further regulate the construction, maintenance and inspection of buildings and party walls, in cities of the first class.

A supplement to an act approved twenty-third day of May, one thousand eight hunlred and ninety-nine, entitled "An act for the incorporation and government of cities of the third class," providing for the adjustment of the indebtedness of such cities, and boroughs and townships annexed thereto.

To amend section two of an act, entitled "An act authorizing the erection of a poor-house by the township of North Abington, South Abington and Newton, in the county of Luzerne," approved April fourth, Anno Domini one thousand eight hundred and sixty-eight, and creating the Northern Luzerne Poor District.

Authorizing the councils of any city of this Commonwealth, with the approval of the mayor or recorder thereof, to establish scientific, educational and economic institutions, and to create boards of trustees for the government of each institution.

Authorizing James Russ, a citizen of Dauphin county, Pennsylvania, to bring suit, in the court of common pleas of Dauphin county, against the Commonwealth of Pennsylvania.

Authorizing the Superintendent of Public Instruction to employ or aid in the employment of lecturers and instructors, to attend the summer assemblies or associations incorporated for the promotion of education and popular culture, and of the Pennsylvania Educational Association, and providing for the payment of such lecturers or instructors.

To further amend an act, entitled "An act authorizing cities of this Commonwealth to purchase, acquire, take, use and appropriate private property for public park purposes," approved the twenty-sixth day of June, eighteen hundred and ninety-five, so that poor-house property may be taken for park purposes.

April 27, 1903.

Amending section three of an act, entitled "An act to provide revenue and regulate the sale of malt, brewed, vinous and spirituous liquors, or any admixture thereof, by requiring and authorizing licenses to be taken out by brewers, distillers, wholesalers, bottlers, rectifiers, compounders, store-keepers and agents, having a store, office or place of business within this Commonwealth, prescribing the amount of license fees to be paid in such cases, and by impos-

ing an additional license fee on retail dealers in intoxicating liquors," approved the thirtieth day of July, Anno Domini one thousand eight hundred and ninety-seven, by providing that, in counties having a population of more than five hundred thousand (500,000) and less than one million (1,000,000), the cost of publishing the list of applicants for liquor licenses shall be paid out of the general funds of the county, and not deducted from the fees paid by such applicants for expenses connected therewith.

Authorizing the taking of eels in this Commonwealth, upon procuring a license to do so, and defining the manner in which they may be taken, and the license fees which shall be paid.

Regulating the salaries of the chaplains of the Senate and House of Representatives.

To repeal an act approved the third day of April, Anno Domini one thousand eight hundred and seventy-two, entitled "An act to allow the voters of the Twentieth Ward, of the City of Philadelphia, to vote for or against the issuing of licenses for the selling of intoxicating liquors within the said ward.

To repeal an act approved the twentieth day of March, Anno Domini one thousand eight hundred and seventy-two, entitled "An act to allow the voters of the Twenty-ninth ward of the city of Philadelphia, to vote on the question of licensing the sale of intoxicating liquors.

To repeal an act approved the third day of May, Anno Domini one thousand eight hundred and seventy-one, entitled, "An act to allow the voters of the Twenty-second ward, of the city of Philadelphia, to vote on the question of granting licenses to sell intoxicating liquors."

To repeal an act approved the third day of April, Anno Domini one thousand eight hundred and seventy-two, entitled "An act to allow the voters of the Twenty-first ward, of the city of Philadelphia, to vote on the question of licensing the sale of intoxicating liquors."

To repeal an act approved the twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two, entitled "An act to allow the voters of the Fourteenth ward, of the city of Philadelphia, to vote on the question of granting licenses to sell intoxicating liquors."

To repeal an act approved the twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two, entitled "An act to allow the voters of the Thirteenth ward, of the city of Philadelphia, to vote for or against the issuing of licenses for the sale of intoxicating liquors within the said ward."

To repeal an act approved the twenty-third day of March, Anno Domini one thousand eight hundred and seventy-two, entitled "An act to allow the voters of the Fifteenth ward, of the city of Philadelphia, to vote for or against the issuing of licenses for the sale of intoxicating liquors within the said ward."

Authorizing the county commissioners of the several counties of the Commonwealth of Pennsylvania to accept, take, and thereafter maintain as a county bridge, and public bridge used for public travel, built or maintained by any borough or township, or both, or any two townships, within such county, over rivers, when tendered to the county commissioners for any such county by the proper authorities of such borough or townships, free and without charge therefor.

To prohibit the adulteration of food, and providing for the enforcement thereof.

Entitled an act providing for the sale of the real estate of lunatics, at private sale, and empowering courts of common pleas to order, direct and approve such private sales.

To provide for, and to determine the place of, the assessment of coal and minerals underlying seated lands, in cases of severed ownership, where the same are divided by county lines.

April 28, 1903.

A supplement to an act extending the jurisdiction of the courts of this Commonwealth in cases of divorce, passed the twenty-sixth day of April, one thousand eight hundred and fifty.

Giving to the mortgagor who has parted with title to mortgaged premises, leaving his bond or other obligation and mortgage outstanding, the right, under certain conditions, to pay or tender payment to the holder of such bond or other obligation and mortgage the moneys due thereon, including costs; and to require the holder of the said obligation and security to assign the same to the said mortgagor or his nominee, interest on the debt and costs to cease to run from the date of such tender of payment, if payment be not accepted; and giving to the courts of common pleas, upon petition, to order and direct the holder of such bond or other obligation and mortgage to assign and transfer the same to the mortgagor or his nominee, upon payment, and to enforce compliance therewith. And also power, in case of refusal, to make necessary order and decree to limit and restrict the lien, effect and operation of any judgment entererd on such bond, and of process thereon, to the said mortgaged premises, and discharge the mortgagor from further personal liability; and directing the prothonotary of the court to note such order on the judgment index, and also certify the same to the recorder of deeds of the proper county, who shall record such certificate and note the same on the margin of the mortgage.

To provide for the incorporation and regulation of corporations for the purpose of making insurance upon the health of individuals, and against personal injury and disablement and death therein; limiting the amount for which such corporations may issue policies, and providing the manner in which certain existing corporations may become reincorporated under this act.

For the annexation of any city, borough, township, or part of

a township, to a contiguous city, and providing for the indebtedness of the same.

Repealing an act, entitled "An act to prohibit the sale of intoxicating liquors, wines, ale or beer, in the borough of Monongahela city, and Carroll township, Washington county," approved the ninth day of March, Anno Domini one thousand eight hundred and seventy-two.

To further define the police powers of cities of the third class and boroughs, with reference to electric light wires.

April 29, 1903.

Providing for the conveyance by the Commonwealth of Pennsylvania, to the commissioners of water works in the city of Erie, of certain lands on the Peninsula known as Presque Isle, in Erie county, Pennsylvania.

To further amend the ninth aud fourteenth sections of the act, entitled, "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," approved the tenth day of June, eighteen hundred and ninety-three, as amended by an act approved the ninth day of July, one thousand eight hundred and ninety-seven; also to amend the twenty-second, twenty-seventh,twenty-eighth, and thirtieth sections of said act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections, approved the tenth day of June, eighteen hundred and ninety-three, by repealing the limit upon the number of times the names of candidates shall appear on the official ballots; by specifying the form, contents, and manner of printing and counting of official ballots, and of making return of all votes, and of announcing the total vote; by directing the manner in which voters may designate their choice of candidates, and their votes upon constitutional amendments or other questions submitted for their votes; by prescribing the duties of voters, election officers, police officers, constables, deputy constables, and helpers; and prescribing forms of punishment for violations thereof.

May 12, 1903.

To authorize civil actions for the recovery of damages arising from newspaper publications negligently made; defining the characater of such damages; and requiring every newspaper published in this Commonwealth to print, in a conspicuous place in each issue, the names of the owners, proprietors or publishers, and the managing editors of the same; and making a violation of this act a misdemeanor, and fixing a penalty therefor.

May 13, 1903.

To amend article nine, section one, of an act, entitled "An act to provide for the health and the safety of persons employed in

and about the anthracite coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," approved June second, one thousand eight hundred and ninety-one; also to amend section seventeen of an act, entitled "An act relating to bituminous coal mines, and providing for the lives, health, safety and welfare of persons employed therein," approved June thirteenth, one thousand eight hundred and eighty-five.

Making an appropriation to the Chester Hospital, at Chester.

Making an appropriation for the Hospital of the University of Pennsylvania.

Making an appropriation to the Western Temporary Home, of Philadelphia.

Making an appropriation to St. Luke's Hospital, of South Bethlehem.

Making an appropriation to the House of Good Shepherd, of Philadelphia.

Making an appropriation to the Home for the Training in Speech of Deaf Children before they are of School Age, at Belmont and Monument avenues, in Phildelphia.

Making an appropriation to the trustees of St. Joseph's Hospital, in the city of Reading.

Making an appropriation to the Garretson Hospital, of Philadelphia.

Making an appropriation for the current expenses of the Board of Public Charities, for the two fiscal years beginning the first day of June, one thousand nine hundred and three.

To provide for a deficiency arising under the provisions of an act, approved July eighteenth, one thousand nine hundred and one, entitled "An act to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane," approved June thirteenth, one thousand eight hundred and eighty-three, and June twenty-second, one thousand eight hundred and ninety-one, and June twenty-sixth, one thousand eight hundred and ninety-five, and May twenty-fifth, one thousand eight hundred and ninety-seven, and May tenth, one thousand eight hundred and ninety-nine, and making an appropriation therefor, and providing for an additional appropriation for the care and detention of chronic insane, under the provisions of the act approved June twenty-second, one thousand eight hundred and ninety-one, during the two fiscal years beginning June first, one thousand nine hundred and one.

Making an appropriation to the Home for Colored Children, located in the city of Allegheny.

Making an appropriation to the Midnight Mission, of Philadelphia.

Making an appropriation to the Union Home for Old Ladies, located in the city of Philadelphia.

Making an appropriation to the Kittanning General Hospital.

Making an appropriation to the Home of Widows and Single Women, of Lebanon.

Making an appropriation to St. Christopher's Hospital for Children, of the city of Philadelphia.

Making an appropriation to the Washington Hospital.

Making an appropriation to the Pittsburg Newsboys' Home.

Making an appropriation for the protection of game, of song and of insectiverous birds.

Making an appropriation to the Women's Southern Homeopathic Hospital, of the city of Philadelphia.

Making an appropriation to the Gynecean Hospital, in the city of Philadelphia.

Making an appropriation to the Women's Hospital, of Philadelphia.

Making an appropriation to the Kane Summit Hospital Association, of Kane, McKean county, Pennsylvania.

Making an appropriation to the West Side Hospital Association, of the city of Scranton.

Making an appropriation to the Chester County Hospital.

Making an appropriation to the Rosine Home, of Philadelphia.

Making an appropriation to the Coatesville Hospital.

Making an appropriation to the Pittston Hospital Association.

Directing the Commissioner of Forestry to erect buildings on the Mont Alto Reservation or to purchase land and buildings adjacent to the said reservation, wherein to provide instruction in forestry, to prepare forest wardens for the proper care of the State Forestry Reservation lands, and making an appropriation therefor.

Making an appropriation to the Oil City Hospital.

Making an appropriation to the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania.

Making an appropriation to the Lancaster General Hospital.

Making an appropriation to the Meadville City Hospital.

May 14, 1903.

Making an appropriation to the Williamsport Hospital.

May 15, 1903.

Making an appropriation to the trustees of the University of Pennsylvania.

Making an appropriation to the Mercy Hospital, at Wilkes-Barre.

Making an appropriation to the trustees of the State Hospital for injured persons, at Mercer, Pennsylvania.

Making an appropriation to the Northern Home for Friendless Children, of Philadelphia.

Making an appropriation to the trustees of the State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Region of Pennsylvania, located at Blossburg, Tioga county.

Making an appropriation to the trustees of the State Institution for Feeble Minded, at Polk, to pay for work done and service rendered by the architect in the furnishing and equipping said institution.

Making an appropriation to the House of Refuge, situated in the Eastern District of the Commonwealth, to cover a deficiency incurred for the maintenance and instruction of the children committed thereto.

To provide for the publishing of the report of the proceedings at the dedication of the Pennsylvania monuments, upon the battlefield of Gettysburg, and the ceremonies at the dedication of the equestrian statues of Generals Meade, Hancock and Reynolds; providing for the distribution thereof, and making an appropriation for the same.

Making an appropriation to Spencer Hospital.

Making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain.

Making an appropriation to the Monongahela Memorial Hospital Association, at Monongahela city, Pennsylvania.

Making an appropriation to the Benevolent Association's Home for Children, at Pottsville, Schuylkill county.

To provide for the current expenses of the State Board of Health and Vital Statistics, for the two fiscal years commencing the first day of June, one thousand nine hundred and three.

Making an appropriation to the Friends' Home for Children, of Philadelphia.

Making an appropriation to the Nason Hospital Association, at Roaring Spring, Blair county.

Making an appropriation to the West Philadelphia Hospital for Women.

Making an appropriation to the St. Francis Hospital, of Pittsburg.

Making an appropriation to the Adrian Hospital Association, of Jefferson county, Pennsylvania.

Making an appropriation to the Frederick Douglass Memorial Hospital and Training School.

Making an appropriation to the Homoeopathic Medical and Surgical Hospital and Dispensary, of Pittsburg.

Making an appropriation to the Bethseda Home, of the city of Pittsburg.

Making an appropriation to the Columbia Hospital, located at Columbia, Lancaster county, Pennsylvania.

Making an appropriation to the Uniontown Hospital, of Uniontown, Fayette county, Pennsylvania.

Making an appropriation to the Bradford Hospital, of the city of Bradford.

Making an appropriation to the trustees of the State College Hospital, at Connellsville, Fayette county.

Making an appropriation to the Homoeopathic Medical and Surgical Hospital, of Reading.

Making an appropriation to the Kensington Hospital for Women, at Philadelphia.

Making an appropriation to the Westmoreland Hospital Association, of Greensburg.

Making an appropriation to the Children's Aid Society, of Westmoreland county.

Making an appropriation to the trustees of the State Hospital for Injured Persons of the Middle Coal Field.

Making an appropriation to the Topographical and Geological Survey of the State in co-operation with the United States Geological Survey.

Making an appropriation to the State Normal Schools of the Commonwealth.

Making an appropriation to the Mount Pleasant Memorial Hospital, of Mount Pleasant.

Making an appropriation to the Todd Hospital, of Carlisle, Pennsylvania.

Making an appropriation to the Penn Asylum for Indigent Widows and Single Women, situated at the corner of Belgrade street and Susquehanna avenue, in the city of Philadelphia.

Making an appropriation to the State College to maintain experimental stations, for the purpose of making experiments in the culture, curing and preparation of tobacco, and providing for the publication of the report thereof.

Making an appropriation to the Seamen's Friend Society, located in the city of Philadelphia.

Making an appropriation to the Nazarene Home, of the city of Philadelphia.

Making an appropriation to the Hospital Department of the Jewish Hospital Association, of Philadelphia.

Making an appropriation to the Home for Friendless Children, in the city of Reading.

Making an appropriation to the Pennsylvania Memorial Home, located at Brookville, Jefferson county, Pennsylvania.

Making an appropriation to the Pennsylvania Oral School for the Deaf.

Making an appropriation to the Maternity Hospital, in the city of Philadelphia.

Making an appropriation to the Pottstown Hospital.

Making an appropriation to the Avery College Trades School, of Allegheny city, an Eleemosynary Institution for the Industrial Training and Education of Colored Youths.

Making an appropriation to the St. Vincent's Hospital Association, of Erie.

Making an appropriation to the Boys' Industrial Home of Western Pennsylvania, located at Oakdale, Allegheny county.

Making an appropriation to the Pennsylvania Working Home for Blind Men, for maintenance and instruction in handicraft employment.

Making an appropriation to the German Protestant Home for the Aged, at Fair Oaks, Allegheny county, Pennsylvania.

Making an appropriation to the Western Pennsylvania Hospital for the Insane, at Dixmont, Pennsylvania.

Making an appropriation to the Home for the Friendless of the city of Scranton.

Making an appropriation to the Western Pennsylvania Institution for the Blind, at Pittsburg.

Making an appropriation to the Samaritan Hospital, of Philadelphia.

Making an appropriation to St. Joseph's Foundling Home and Maternity Hospital, of Scranton.

Making an appropriation to the Western Pennsylvania Humane Society.

Making an appropriation to St. Joseph's Hospital, of Philadelphia, Pennsylvania.

Making an appropriation to the Wills Eye Hospital, of Philadelphia.

Making an appropriation to the Berean Manual Training and Industrial School, of Philadelphia.

Making an appropriation to the Pennsylvania Institution for the Instruction of the Blind.

Making an appropriation to the Western Pennsylvania Institution for the Instruction of the Deaf and Dumb.

Making an appropriation to J. H. Shaw, of Philadelphia.

Making an appropriation to the German Baptist Home for the Aged, of Philadelphia.

Making an appropriation towards the maintenance of the Pennsylvania Nautical School-ship, located at the port of Philadelphia.

Making an appropriation to the Hahnemann Hospital, in the city of Scranton.

Making an appropriation to the board of directors of the Temporary Home for Children, at Allegheny city, Pennsylvania.

Making an appropriation to the Corry Hospital.

Making an appropriation to the Home for the Aged, at No. 1809 Mount Vernon street, in the city of Philadelphia.

Making an appropriation to the Woods Run Industrial Home, Allegheny, Pennsylvania.

Making an appropriation to the Hays Mechanics' Home, in the Thirty-fourth ward of the city of Philadelphia.

Making an appropriation to the German Hospital, of Philadelphia.

Making an appropriation to the Wilkes-Barre City Hospital.

Making an appropriation for the erection of a suitable monument in the graveyard of the Presbyterian Church, at Middlespring, Cumberland county, to the memory of soldiers buried therein.

Making an appropriation to the Home of the Friendless, of Pittsburg and Allegheny, Pennsylvania.

Making an appropriation for the payment of the expenses incident to the dedication of the monument erected in the National Cemetery at Andersonville, Georgia, by the Pennsylvania Military Commission, under the provisions of an act of the General Assembly, approved July eighteenth, one thousand nine hundred and one.

Making an appropriation to the Wagner Free Institute of Science, of the city of Philadelphia.

Making an appropriation to the Pottsville Hospital.

Making an appropriation to the Robert Packer Hospital.

Making an appropriation to the Children's Aid Society of Western Pennsylvania.

Providing for the erection of memorial tablets or monuments to mark the position, on the battlefield of Vicksburg, of certain Pennsylvania commands that participated in the said campaign and seige, of one thousand eight hundred and sixty-three, but who were not in the battle of Gettysburg, and making appropriations therefor.

To amend section two of an act, entitled "An act to provide for the erection of a monument to the Seventy-third and One Hundred and Ninth regiments, Pennsylvania Veteran Volunteers, on the battlefields of Missionary Ridge and Wauhatchie, on the ground to be purchased and included in the Chickamauga and Chattanooga

National Military Park; and making an appropriation for the purchase of the ground, the erection of the monuments, the dedication of the same, and the expenses of the commission appointed to erect the monuments," approved July eighteenth, one thousand nine hundred and one.

Making an appropriation to the Sylvan Heights Home for Orphan Girls, in the city of Harrisburg.

Making an appropriation to the Children's Home, of South Bethlehem, Pennsylvania.

Making an appropriation to the Messiah Home Orphanage, of the city of Harrisburg, Pennsylvania.

Making an appropriation to Meredith Monument Association, for the purpose of erecting a monument to the memory of General Samuel Meredith, first treasurer of the United States under the Constitution.

Making an appropriation to the Beaver County General Hospital.

Making an appropriation to the Eastern State Penitentiary.

Making an appropriation to the Children's Aid Society of Pennsylvania.

Making an appropriation to the board of trustees of the Philadelphia Museums, for the preparation and special distribution of educational collections to the public schools throughout Pennsylvania.

Making an appropriation to the Allegheny General Hospital, of Allegheny city.

Making an appropriation to the Pennsylvania Industrial Reformatory, at Huntingdon.

Making an appropriation to the board of trustees of the Philadelphia Museums, for the care and installation of the raw and manufactured products and commercial materials, for the benefit of the commerce of the State of Pennsylvania.

Making an appropriation to the Philadelphia Protectory.

Making an appropriation for the erection of a monument or statue commemorative of the engagement that took place on the streets and around the town of Hanover, on June the thirtieth, one thousand eight hundred and sixty-three.

Making an appropriation to the Free Hospital for Poor Consumptives.

To establish an emergency fund, to be used, as occasion may require, in the suppression of epidemics, the prevention of disease, and the protection of human life in times of epidemic disease or of disaster threatening disease, and making an appropriation therefor.

Making an appropriation to the Home for Aged Couples and Old Men, at Bain, Philadelphia.

Making an appropriation to St. Vincent's Home and Maternity Hospital, of Philadelphia.

Making an appropriation to the Williamsport Training School.

Making an appropriation to the Eye, Ear and Throat Hospital, of Pittsburg, Pennsylvania.

Making an appropriation to the St. Luke's Homoeopathic Hospital, of Philadelphia.

Making an appropriation to the Indiana Normal School of Pennsylvania, located at Indiana, in the county of Indiana, for the two fiscal years beginning June one, one thousand nine hundred and three.

Making an appropriation to the Home for Aged and Infirm Women, at Easton.

Making an appropriation to the Aged Colored Women's Home, at Williamsport.

Making an appropriation to the Harrisburg Hospital.

Making an appropriation to the Home for the Friendless, of the city of Williamsport.

Making an appropriation to the Home of the Friendless, at Harrisburg, Pennsylvania.

Making an appropriation to the Free Kindergarten and Nursery Association, at Harrisburg, Pennsylvania.

Making an appropriation to the Children's Industrial Home, at Harrisburg, Pennsylvania.

Making an appropriation to the Erie Home for the Friendless, of the city of Erie.

Making an appropriation to the Allegheny County Association for the Prevention of Cruelty to Children.

Making an appropriation to the Lock Haven Hospital.

Making an appropriation to the Bellefonte Hospital.

Making an appropriation to the trustees of the State Hospital for the Insane, at Danville.

To provide transportation to Americus, Georgia (Andersonville Confederate Prison), at the time of the dedication of the Pennsylvania Memorial in the National Cemetery, at Andersonville, Georgia, for all the surviving Pennsylvania soldiers who have been confined in the Confederate Prison, at Andersonville, at any time during the War of the Rebellion, and were honorably discharged, and making appropriation therefor.

Making an appropriation to the trustees of the State Hospital for Injured persons of the Anthracite Coal Region of Pennsylvania, at Fountain Springs, near Ashland, Schuylkill county, Pennsylvania.

To provide for the investigation of the diseases of domestic animals, and making an appropriation therefor.

Entitled an act making an appropriation for the expenses required by an act, entitled "An act to provide for the continuance of the education and the maintenance of the destitute orphans of the deceased soldiers, sailors and marines, and the destitute children or permanently disabled soldiers, sailors and marines, of the State," approved May twenty-fifth, one thousand eight hundred and eighty-nine; also making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan Industrial School and the Soldiers' Orphan Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three.

Making an appropriation to the Historical Society of Pennsylvania.

Making an appropriation to the Charity Hospital, of Pittsburg, Pennsylvania.

Making an appropriation for the Cottage State Hospital, of Phillipsburg, Pennsylvania.

Making an appropriation to the Easton Home for Friendless Children.

Making an appropriation to the Working Men's Hospital Association, of Berlin borough, in Somerset county.

Making an appropriation to the trustees of the State Hospital for the Insane, at Warren, Pennsylvania.

To provide for the selection of a site and the erection of a State Institution for the Feeble Minded and Epileptic, to be called The Eastern Pennsylvania State Institution for the Feeble Minded and Epileptic, and making an appropriation therefor.

Making an appropriation to the Phoenixville Hospital, of Phoenixville.

Making an appropriation to the commissioners of Valley Forge Park.

Making an appropriation to the Easton Hospital, at Easton.

Making an appropriation for a suitable monument to be erected on the Germantown battlefield (Chew Place), Germantown, Pennsylvania, or such other place in Germantown as the commissioners may deem proper.

Providing for the grading of the ground around the monument erected to the memory of Governor Joseph Ritner, in the churchyard at Mount Rock, Cumberland county, and making an appropriation therefor.

Making an appropriation for the erection and fitting of a sanatorium, and for the maintenance thereof, on the State Forestry Reservation at Mont Alto, in Franklin or Adams counties, and

authorizing the Commissioner of Forestry to make and enforce rules and regulations governing the same.

Making an appropriation to the York Hospital and Dispensary of the city of York.

A further supplement to an act, entitled "An act to accept the grant of public lands by the United States for the endowment of Agricultural Colleges," approved April first, one thousand eight hundred and sixty-three, and making appropriations for carrying the same into effect.

Making an appropriation to the North Pennsylvania General Hospital and Sanitarium, of Austin.

Making an appropriation to the Beaver Valley General Hospital, of Beaver county.

Making an appropriation to St. Timothy's Hospital and House of Mercy, Roxborough, Philadelphia, Pennsylvania.

Making an appropriation to the Curtis Home for Destitute Women and Girls, in the city of Pittsburg, State of Pennsylvania.

Making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny county, Pennsylvania.

Making an appropriation to the Home of Industry for Discharged Prisoners, in the city and county of Philadelphia.

To provide for the support of the National Guard and Naval Force, for the two fiscal years beginning June first, one thousand nine hundred and three, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year, ending May thirty-first, one thousand nine hundred and three.

Making an appropriation to the Children's Homoeopathic Hospital, of Philadelphia.

Making an appropriation to the Altoona Hospital.

Making an appropriation to the House of Refuge, situated in the Eastern District of the Commonwealth.

Making an appropriation to the Howard Hospital and Infirmary for Incurables.

Making an appropriation to the Good Samaritan Hospital, of Lebanon.

Making an appropriation to the Pennsylvania Training School for Feeble Minded Children, at Elwyn, Delaware county, Pennsylvania.

Making an appropriation to the Pennsylvania Museum and School of Industrial Art, of Philadelphia.

Making an appropriation to the Evangelical Home for the Aged, at Philadelphia.

Making an appropriation to St. Agnes' Hospital, of Philadelphia.

Making an appropriation to the Reading Hospital, in the city of Reading, Pennsylvania.

Making an appropriation to the Franklin City Hospital.

Making an appropriation to the Shenango Valley Hospital, of New Castle.

Making an appropriation to the Home for Aged Veteran and Wife, located in the city of Philadelphia.

Making an appropriation to Charity Hospital, of Montgomery county, Pennsylvania, located at Norristown.

Making an appropriation to the Carbondale Hospital, of the city of Carbondale.

Making an appropriation to the Christian H. Buhl Hospital, at Sharon, Pennsylvania.

Making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm.

Making an appropriation to the South Side Hospital, of Pittsburg, Pennsylvania, Allegheny county.

Making an appropriation to the trustees of the Western University of Pennsylvania, for the use of the Reineman Hospital, of Pittsburg.

Making an appropriation to the Philadelphia Lying-in Charity Hospital.

Making an appropriation to the Taylor Hospital, in the county of Lackawanna.

Making an appropriation to the Children's Aid Society of Franklin county, for the purpose of the maintenance of their Hospital at Chambersburg.

Making an appropriation to the Rosalia Foundling Asylum and Maternity Hospital, at Pittsburg, Pennsylvania.

Making an appropriation to the Old Ladies' Home, of Philadelphia.

Making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases.

Making an appropriation to the Hamot Hospital Association of the city of Erie.

Making an appropriation to the Conemaugh Valley Memorial Hospital, at Johnstown.

Making an appropriation to the trustees of the State Lunatic Hospital for the Southern District of Pennsylvania, located at Harrisburg.

Making an appropriation to the Philadelphia Polyclinic and College for Graduates in Medicine.

Making an appropriation to the trustees of the State Hospital of the Northern Anthracite Coal Region of Pennsylvania, at Scranton, Pennsylvania.

Making an appropriation to the Western State Penitentiary.

Making an appropriation to the Mercy Hospital, of Pittsburg.

Making an appropriation to the commission for the selection of a site and the erection of a State Hospital for the treatment of the insane, under homoeopathic management, to be called the Homoeopathic Hospital for the Insane.

Making an appropriation to the Medical and Surgican Department of the Western Pennsylvania Hospital, at Pittsburg.

Making an appropriation to the St. Mary's Hospital, of Philadelphia.

Making an appropriation to the Mary M. Packer Hospital, of Sunbury, Pennsylvania.

Making an appropriation to the Philadelphia Home for Infants, located in the city of Philadelphia.

Making an appropriation to the Pennsylvania Institution for the Deaf and Dumb.

Making an appropriation to the Home for Aged and Infirm Colored Women, of Pittsburg, Pennsylvania.

Making an apropriation to the McKeesport Hospital, McKeesport, Pennsylvania.

Making an appropriation to the Women's Homoeopathic Association of Western Pennsylvania.

Making an appropriation to the Titusville Hospital, at the city of Titusville.

Making an appropriation to the Warren Emergency Hospital, of Warren, Pennsylvania.

Making an appropriation to the Allentown Hospital Association, at Allentown.

Making an appropriation to the Butler County General Hospital, located at Butler.

Making an appropriation to the Elk County General Hospital, of Ridgway, Pennsylvania.

Making an appropriation to the Clearfield Hospital.

Making an appropriation for the support and maintenance of the DuBois Hospital, at DuBois, Pennsylvania.

Making an appropriation to the Rush Hospital for Consumption and Allied Diseases, at Philadelphia.

Making an appropriation to the trustees of the State Hospital for the Insane for the Southeastern District of Pennsylvania, located at Norristown.

Making an appropriation to the National Farm School, at Doylestown.

Making an appropriation to the trustees of the State Institution for Feeble Minded of Western Pennsylvania.

Making an appropriation to the Hospital Department of the Hahnemann Medical College and Hospital, of Philadelphia.

Making an appropriation to the Almira Home, of New Castle.

Making an appropriation to the St. John's General Hospital, of Allegheny.

Making an appropriation for salaries of officers and employees of the Pennsylvania Reform School, at Morganza, Pennsylvania, and to pay for permanent improvements, etc.

To provide for the ordinary expenses of the executive, judicial and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and three, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and three.

May 16, 1903.

Making an appropriation to the American Art Society of Philadelphia, for the purpose of encouraging American art.

SAML. W. PENNYPACKER.

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Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Senate and House of Representatives of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor herewith to transmit the reasons for pardons granted by the Executive from January 1, 1903, to January 1, 1905.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, Pa., January 15, 1903.

His Excellency William A. Stone, Governor:

Sir: In the court of quarter sessions of the county of Chester, on April 29, 1902, George D. Russell was convicted of the crime of larceny and was sentenced by the said court to pay a fine of ten dollars, the costs of prosecution, and to an imprisonment in the county jail for a period of nine months.

The principal reason urged in support of the application for pardon is the extreme ill health of the prisoner as certified by the inspectors of the prison in a unanimous request for his pardon, and by the statement of the prison physician, who certifies as follows:

"As the physician of the above named jail, I am acquainted with the condition of George D. Russell, confined in said jail, and I hereby certify that he has tuberculosis pulmonaris, is losing in weight about two and a-half pounds per week, and if his confinement continues it is possible he may not live until the end of this month."

(Signed) JOS. SCATTERGOOD, M. D.

January 8, 1903.

The statement of the prison inspectors is as follows:

"Russell has remained in said prison, and while therein there has developed a marked case of consumption, and his condition is as indicated by the certificate of the prison physician, annexed hereto. While it is true his sentence will expire on the 29th day of this month, his condition is such that it seems necessary to secure his discharge at the earliest day possible. This suggestion is not alone to secure freedom for him, but to remove from the prison this source of contagion."

In view of the extreme condition of the prisoner's health the Board is of the opinion that a pardon of this kind will be justifiable and an act of mercy, and therefore recommend that a pardon issue to the said George D. Russell.

J. P. S. GOBIN,
Lieutenant Governor.
W. W. GRIEST,
Secretary of the Commonwealth.
JNO. P. ELKIN,
Attorney General.
JAMES W. LATTA,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, January 15, 1903.

His Excellency William A. Stone, Governor:

Sir: In the court of oyer and Terminer and Quarter Sessions of the peace in and for the county of Lebanon, at September sessions,

1898, Harry W. Brubaker was indicted for the crime of rape; he was tried and found guilty, and on September 5, 1899, he was sentenced to pay a fine of $5.00, the costs of prosecution, and to undergo imprisonment in the Eastern Penitentiary for the term of six years.

The applicant was at the time of his arrest a resident of Reading, Pa., and had lived there for the last ten years. During 1897 and 1898 he was engaged in the business of peddling medicine through the State of Pennsylvania; prior to which time he had traveled for a Philadelphia spice house. About the middle of August he was pursuing his vocation in the vicinity of Schaefferstown, Lebanon county, and visited the house of the Fetters. It is alleged in the indictment that he then and there did make an assault upon the person of one Lizzie A. Fetter, the wife of a man who was at work some quarter of a mile distant. The alleged victim of assault could speak English but very little, but asserted that she was not hurt, but only frightened. The applicant upon his trial, and ever since, has firmly denied that he was guilty of the crime of rape upon this woman.

After his conviction the case was appealed to the Supreme Court and the judgment of the court below affirmed. At that time the applicant was out upon bail, and in the month of May surrendered himself into the custody of the sheriff of Lebanon county.

The reasons upon which the application for a recommendation of pardon is based are as follows:

1. Because the evidence in the case did not warrant a conviction of rape.

2. Because the sentence imposed by the court was excessive.

3. Because the physical condition of the applicant is such that further confinement will jeopardize his life.

The applicant had not before been charged with any crime, and bore a good reputation in the community where he lived and worked. The evidence produced at the trial is filed with the papers in the case, and it would seem that at most said evidence pointed only in the direction of adultery. The applicant has been severely punished; and for the reasons above set forth the Board respectfully recommends that a pardon may now issue to the said Harry W. Brubaker.

J. P. S. GOBIN,
Lieutenant Governor.
W. W. GRIEST,
Secretary of the Commonwealth.
JNO. P. ELKIN,
Attorney General.
JAMES W. LATTA,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, February 18, 1903.

His Excellency Samuel W. Pennypacker, Governor:

Sir: In the court of quarter sessions of the peace in and for the

county of Bucks, at September Sessions, 1902, Andrew Misley was indicted for selling liquor without a license, was tried and convicted, and on September 23, 1902, was sentenced to pay a fine of $5,000 and to imprisonment in the county prison for the term of twelve months.

On August 16, 1902, Andrew Misley, the applicant, was arrested at Morrisville, Bucks county, upon the charge of selling liquor at Morrisville without license. It appeared in evidence that the applicant was at Morrisville, with a wagon containing a quantity of whiskey, four cases of lager beer and a gallon of wine, and that he also had in his possession a small bottle of Jamaica rum and a bottle of alcohol, and that he was in the act of selling and delivering the beer and exhibiting the rum when arrested. It was conceded in his behalf that he had in his possession the articles aforesaid, and that he was delivering the lager beer; that the rum was a sample, with which to solicit orders, and that the alcohol was to be presented to a personal friend, for bathing purposes. It was conceded that he was without license. It further appeared that he was, at the time of the sale and delivery, acting for some other person.

The reasons presented in support of the application for a recommendation of pardon are as follows:

First. The said Andrew Masley, at the time of making of said sale, was acting as the regularly employed servant and agent of the Eagle Wine and Liquor Company, licensed wholesale dealers of Trenton, New Jersey.

Second. That, so acting, he believed himself to be engaged in a lawful business; and being unacquainted with the laws of this State was unconscious that he was committing any violation of law whatsoever.

Third. In making such sale, he was acting for, and under the express direction of his said employers; and acted wholly without criminal intent or motive, and that he was unconsciously the victim of those by whose directions he was innocently acting.

Fourth. That prior to the offence charged, he had been employed for a period of fifteen years by the John A. Roeblings' Co., of Trenton, N. J., and had always born an excellent reputation as a sober, industrious and law-abiding citizen, never having been previously arrested for or charged with any offence.

Fifth. That his employment by said liquor company grew out of an illness, which incapacitated him from a continuance at the works of the Roebling Company, and compelled him to seek lighter employment.

Sixth. That his employment with said liquor company commenced on August 5, 1902, and he was arrested on August 16, 1902, while engaged in delivering goods for his employers to their customers at that place.

Seventh. That he has already served an imprisonment of about five months, a period almost two months in excess of the minimum sentence fixed by law for said offence.

Eighth. That he believes that the ends of justice have already been accomplished in his case, and that, in view of the matters aforesaid, he has been fittingly and sufficiently punished for what

was, while technically a violation of the law, committed ignorantly and without evil motive.

Ninth. That he has a family consisting of a wife and six children, who are wholly without means of subsistence, the prisoner being absolutely impecunious.

A copy of the above reasons was presented to the Honorable Harman Yerkes, the trial judge, and is filed with the papers in the case, and which bears the following recommendation by Judge Yerkes:

"To the Honorable the Board of Pardons:

"Gentlemen: I am convinced through inquiry that the facts within stated are substantially true. At the time the sentence was imposed I had reason to believe that the petitioner was engaged in violating the law through his own motion and not ignorantly through the solicitation of others, as now appears. As the facts now present themselves to me, I would not impose a sentence greater than the imprisonment already endured. The element of example to others has already served its purpose, and I believe the ends of justice will be answered by his release, and I therefore respectfully recommend his pardon.

(Signed) "HARMAN YERKES,
"President Judge."

A copy of the above reasons was also presented to Joseph W. Shelly, Esq., the district attorney who conducted the prosecution, and is filed in this case, bearing his endorsement, as follows:

"To the Honorable the Board of Pardons:

"Gentlemen: I respectfully recommend the petitioner's pardon, for the reasons given in Judge Yerkes' recommendation.

(Signed) "JOS. W. SHELLY,
"District Attorney."

For the reasons above set forth, and because of the recommendations of Judge Yerkes and District Attorney Shelly, the Board respectfully recommends that a pardon may now issue to the said Andrew Misley.

WM. M. BROWN,
Lieutenant Governor.
HAMPTON L. CARSON,
Attorney General.
JAMES W. LATTA,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, February 18, 1903.

His Excellency Samuel W. Pennypacker, Governor:

Sir: In the court of quarter sessions of the peace for the county

of Philadelphia, at December sessions, 1902, Dora Goldstein was indicted for larceny. On being arrainged she pleaded guilty to the charge, and on December 5, 1902, was sentenced to pay the costs of prosecution and to undergo imprisonment in the county prison for the term of three months.

The applicant was arrested for the theft of articles of infants underwear and dress from the store of Gimbel Brothers.

The reasons presented to the Board in support of the application for a recommendation of pardon, are as follows:

1. That the said act of larceny, to which the said Dora Goldstein pleaded guilty, was committed under circumstances and conditions that farther imprisonment would be cruel and unjust.

2. That the said Dora Goldstein has already undergone imprisonment more than sufficient to attone for the act committed.

That the said Dora Goldstein is in a very delicate condition of health and is about to be delivered of a child, and if kept longer in confinement will be compelled to give birth to said child under conditions and circumstances totally unsuitable and undesirable.

In further support of the application there is presented to the Board the following letter from John Weaver, Esq., the district attorney who prosecuted the case:

"* * * * I have not the slightest objection to the pardon being granted, and I think that under the circumstances it is a case calling for executive clemency.

(Signed) "JOHN WEAVER."

From a letter written to the Board by L. N. Gortman, M. D., we quote:

"I am the physician of Dora Goldstein, and examined her twice during the period of her pregnancy, and according to my estimation she will be delivered in three or four weeks from now. During my examination I found her irritable, having an abnormal appetite, and not entirely coherent in her speech. Further, I believe that kleptomania is of common occurrence in pregnant females of nervous disposition. During the time I have been her physician I have known her to be of good character."

There has also been presented to the Board a petition from the neighbors and acquaintances of the applicant, praying that she may be pardoned.

The Board is of the opinion that the case is one deserving of the exercise of executive clemency, for the reasons above set forth, and because of the recommendation of District Attorney Weaver, and therefore respectfully recommend that a pardon may now issue for the said Dora Goldstein.

WM. M. BROWN,
Lieutenant Governor.

HAMPTON L. CARSON,
Attorney General.

JAMES W. LATTA,
Secretary of Internal Affairs.

Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, March 18, 1903.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the court of oyer and terminer and General Jail Delivery for the county of Philadelphia, at October sessions, 1902, Joseph Ventrasco was indicated for the crimes of assault and battery, and assault and battery with intent to ravish and rape. Upon being arraigned on October 29, 1902, the prisoner pleaded guilty; whereupon he was sentenced to imprisonment in the Eastern Penitentiary for the term of five years. This sentence was, on October 31st, reduced to two years.

The petition of Dominico and Mary Bivulacqua, father-in-law and mother-in-law, repectively, and of Mary G. Ventrasco, wife of Joseph Ventrasco respectfully represents: That the said Joseph Ventrasco and the said Marie G. Ventrasco were, with the consent of her parents, Dominico and Mary Bivulacqua, united in the holy bonds of matrimony on March 6, 1903. That the said Marie G. Bivulacqua (now Ventrasco) did not become pregnant as a result of the said act committed by said Joseph Ventrasco, and is not now pregnant to the best of her knowledge and belief. That the said Joseph Ventrasco is a laborer by occupation, and is a sober, industrious man, who had never been arrested prior to the time of this occurrence. That the act for which the said Ventrasco was sentenced was, to the best of our knowledge and belief, occasioned by a passionate and genuine love for the said Marie G. Ventrasco. That said Ventrasco was born in Italy, and came to this country about two years ago; that after his arrest and before conviction, he offered to marry the girl, but her parents refused the offer. That your petitioners pray your Honorable Board to recommend the pardon of the said Ventrasco.

The reasons presented in support of the application are as follows:

1. That this was the young man's first offense.
2. The record of Joseph Ventrasco as a worthy, upright, hard-working citizen.
3. The fact that the circumstances prove the rash act was the result of genuine, passionate love on the part of Ventrasco for the said Marie Bivulacqua, who has become the wife of the applicant.
4. The fact that the virtue and chastity of the said Maria Ventrasco would be preserved.
5. The fact that the applicant is unable to support his wife while he is in confinement.
6. The applicant, having served five months, has been sufficiently punished, and the ends of justice have been subserved.

We quote from a letter written to the Board by the Honorable J. Willis Martin, the trial judge:

"The circumstances exhibited such an absence of recognition of social duties that, with a view of warning the members of the Italian colony, who were familiar with the parties, I imposed

a sentence of five years in the Eastern Penitentiary. Upon further reflection, after sentence had been imposed, before the expiration of the term, I reduced the time to two years, making it conform to the punishment for seduction and promises of marriage. I have been informed that since his incarceration the prisoner has married the prosecutrix. In view of this fact, I would recommend that he be pardoned. So far as I was able to judge, he seemed to be an industrious young man, void of moral sense in relation to the occurrence, rather than possessed of depraved tendencies."

In view of the facts and circumstances of the case as above set forth: taking into consideration the youth of the parties, the applicant 22 years, and the girl 15 years and their nativity; and giving especial weight to the letter of the trial judge, the Board respectfully recommends that a pardon may now issue to the said Joseph Ventrasco.

WILLIAM. M. BROWN,
Lieutenant Governor.

FRANK M. FULLER,
Secretary of the Commonwealth.

HAMTON L. CARSON,
Attorney General.

JAMES W. LATTA,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, April 15, 1903.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of quarter sessions of the peace for the county of Philadelphia, at January sessions, 1903, Richard M. Morris, Jr., was convicted for the crime of perjury, on being arraigned pleaded guilty; and on February 28, 1903, was sentenced to pay a fine of $100,000, the costs, and to imprisonment in the Philadelphia county prison for the term of two months.

The applicant, Richard M. Morris, Jr., is about twenty-two years of age, and resided in the city of Wilmington, Delaware. On or about January 12, 1903, eloped with Geraldine Eleanor Beloe, whose mother also resided in Wilmington and went to Philadelphia, applied for a license to be married, and in order to procure said license he swore before the clerk of the court that the said Geraldine E. Beloe was full age. The license was granted, and the parties were married at Philadelphia, and took up their residence at 1323 Vine st., Philadelphia. Mrs. Sarah G. Beloe, the mother of Geraldine, swore out the warrant for the arrest of Morris.

The reasons presented in support of the application are as follows:

1. That your petitioner is twenty-two years of age, has never be

fore been arrested for nor charged with the commission of any crime, and up to the time of his arrest had been steadily employed, and was of good repute for integrity and sobriety in the community where he was born and always lived.

2. That the crime laid in said bill of indictment, to which your petitioner pleaded guilty, as aforesaid, was falsely swearing to the age of his wife in procuring a license to marry in the city of Philadelphia, and which marriage has been consummated.

3. That the wife of your petitioner since the day he was sentenced has been residing with the family of petitioner in the city of Wilmington, awaiting your petitioner's releases in order that they may resume their joint domestic life properly under the law, for the needs of which your petitioner has now awaiting him permanent employment.

4. That between the time of his arrest and his arraingment your petitioner was confined in jail in the city of Wilmington for the period of seven days, which, if added to the time your petitioner will have served at the date of the hearing of this application, will nearly complete the two months of the sentence.

5. That the civil disability of being incompetent as a witness, incidental to the crime in question, considering the former good reputation of the petitioner and his youth, imposes a punishment, it is respectfully submitted, disproportionate to the crime committed, and which disability your petitioner believes was not contemplated nor intended by his Honor, the sentencing Judge.

In support of the application several letters have been presented to the Board, testifying to the good character of the petitioner. We quote the letter from the Hon. Geo. M. Fisher, Mayor of Wilmington:

"I have known Richard M. Morris, Jr., for eight or ten years. He has always been a quiet, industrious boy, and a young man of good habits and no evil tendencies. He comes from good people and has been well reared. No charge has been brought against him, on the contrary, he has the full respect of this community. I respectfully commend him to the favor of the Board of Pardons, with the belief that his life hereafter will vindicate any leniency which you may show him."

We also quote the letter written by the Rev. Henry S. Dalany:

"I have known Richard M. Morris, Jr., since he was a boy. I am a near neighbor, a Methodist minister, was pastor of the family about ten years ago, and although absent for several years, have been pastor of the family the second time for more than two years. Richard, as I saw him, was a modest, retiring, refined young man. We sincerely hope you will liberate this young man that he may return to his devoted young wife, parents and friends."

Letter of similar tenor have also been received from Charles H. Blaine, president of the council; from Henry C. Conrad, city solicitor, and from Harry W. Lowe, president of the Board of Health, all of Wilmington.

In view of the facts and circumstances as above set forth; taking into special consideration the fact that the applicant has employment awaiting him and friends willing to assist him, and giving

due weight to the good character which he has established, and considering the fact that he has served nearly the time of his sentence, the Board respectfully recommends that a pardon may now issue to the said Richard M. Morris, Jr.

WM. M. BROWN,
Lieutenant Governor
FRANK M. FULLER,
Secretary of the Commonwealth,
HAMTON L CARSON.
Attorney General.
JAMES W. LATTA,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, February 17, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: The applicant for a recommendation of pardon, John Henry, was, on June 4, 1902, sentenced to a two years' term of imprisonment in the Western Penitentiary for the crime of larceny. This sentence has, by commutation, expired; and the said John Henry is now undergoing imprisonment on sentence, imposed the same date, for the crime of shooting with intent to kill. The latter crime was committed while the applicant was resisting arrest. It appears that Warren Davidson, Elmer Gillett and Clyde Stockewell, who attempted to arrest, hancuff and imprison the applicant and his companion, were acting without any right, warrant or authority. Further, that the men named were armed with deadly weapons, and their intention was to make the arrest by use of arms if necessary. It was in resisting such arrest that the crime, as alleged, was committed.

The basis for a recommendation of pardon, at this time, is the critical condition of the health of the prisoner, as evidenced by the following letter:

Western Penitentiary of Pennsylvania.

Wm. McC. Johnson, M. D., Warden.

Allegheny, Pa., January 27, 1904.

George D. Thorn, Esq., Clerk of the Pardon Board, Harrisburg, Pa.

Dear Sir: Your letter of inquiry, dated Jan. 25, concerning the health of John Henry, known here as No. A-3540, has been referred to me. In reply will say that Henry is a tubercular subject, as evidenced by a scrofulous condition of his system; glands in the armpits now broken down and discharging. He is a delicate felllow, and we have been compelled to watch him closely since his arrival here. He was in a debilitated condition when he arrived, but has

rallied some little. However, to a man in his condition, tubercular confinement is always hard and dangerous, due to the fact of his inability to be out in the open air and sunshine when confined. His case is and will be serious as long as he is confined.

Yours very truly,

(Signed)

O. J. BENNETT,
Resident Physician.

For the reason above given the Board respectfully recommends that a pardon may now issue to the said John Henry.

FRANK M. FULLER,
Secretary of the Commonwealth.

HAMPTON L. CARSON,
Attorney General

ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, May 20, 1903.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace in and for the city of Philadelphia, at July sessions 1902, Phillip Coyle was indicated for an attempt to commit larceny and an attempt to enter, with intent to steal; and was tried and convicted, and on September 22nd, 1902 was sentenced to pay the costs of prosecution and to undergo imprisonment in the County Jail for the term of two years.

The prisoner was arrested in company with Charles Morgan, alias John Hawkins, and Walter Missimer; and at the time of the arrest the police officer shot Morgan, severely wounding him. Morgan was confined to the hospital, and his severe hurt put a serious aspect upon the cases, and the officer was much interested in the conviction of the prisoners to justify the shooting. The testimony of the officer was, that he was patroling the street, in citizens clothes and saw the three boys loitering on the cellar-door of a Girard avenue store, late at night. Remaining concealed, he saw two of the party lift the smaller boy towards the transom, and then saw them desist in their attempt to enter the store. He approached the boys and asked them what they were doing. He testified that they attempted to run away, and that he was compelled to shoot Morgan to stop them from running. Coyle had never before been arrested, and had never been previously charged with any crime. The testimony further showed that Morgan, alias Hawkins, had served a term in the Eastern Penitentiary. For this

offense he was sentenced to imprisonment in the Eastern Penitentiary for the term of eighteen months, and Missimer was committed to the House of Refuge.

The reasons presented in support of the application for a recommendation of pardon, are as follows:

1. Prior to his arrest and conviction Phillip Coyle bore an excellent reputation.

2. The said Philip Coyle has been sufficiently punished for the crime of which he was convicted, if he was guilty of the same.

3. There are grave doubts as to the legality of the conviction of the said Phillip Coyle.

4. The youth of Coyle (nineteen years).

Taking into consideration the youth of the applicant, and the previous good reputation sustained by him, the Board believes this to be a proper case for the exercises of Executive clemency; and therefore respectfully recommends that a pardon may now issue to the said Phillip Coyle.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, May 20, 1893.

His Excellency Samuel W. Pennypacker, Governor:

Sir: William Busch, the applicant for pardon, was convicted in the court of oyer and terminer of Elk county of murder in the first degree on September 23, 1886, and the next day was sentenced to be hanged.

On April 1, 1887, the Board of Pardons, after a careful examination and review of all the testimony in the case to it submitted, recommended to the Governor a commutation of sentence to imprisonment for life, and in their recommendation, after reciting the facts of the case, the Board find and say:

"The Board is of the opinion that all the incidents connected with the killing of Philip Busch by his brother, William Busch, were inseparable parts of the same affray, and that the elements of murder in the first degree do not exist, for the killing was done in hot blood—there was no cooling time between the last attack of Philip on William until the latter followed Philip downstairs, saw and seized the gun on the wall, at the foot of the stairs, loaded and within easy reach, and did the killing; there is no evidence going to show premeditation."

The reasons upon which the application for a recommendation of pardon is based are as follows:

"The Board of Pardons, after a careful examination of this case, having decided on April 1, 1887, 'that the elements of murder in the first degree do not exist' in the case, and the applicant having served more than the maximum penalty for murder in the second degree, with allowance for good behavior as provided by law, he is now entitled to be released from further imprisonment."

We quote from a letter written by the Rev. J. L. Milligan, chaplain of the Western Penitentiary:

"He (Busch) has been here long enough. As far as I can learn the crime was committed largely, if not entirely, in self-defense. He has been very patient and uncomplaining during all the years of his imprisonment. He has been industrious and obedient, and hence exemplary in his conduct. I feel sure if he were released he would avoid all associations of evil which led to his crime."

(The commutation for good behavior allowed on a twenty-year sentence, is seven years and nine months, as shown by the act of 1901.)

The following correspondence has been submitted to the Board, as part of the history of the case:

"The Superior Court of Pennsylvania,
"Pittsburg, Pa., April 2, 1903.

"Hon. James A. Beaver, Bellefonte, Pa.:

"Dear General: I remember distinctly the testimony in the Busch case and the unanimous feeling of the Board concerning him. I was recorder of the Board at the time, and wrote the reasons for the commutation, this duty requiring a very careful examination and analysis of the evidence in the case. The truth was and is, that there was absolutely no testimony warranting a first degree verdict; a verdict of second degree was hardly sustained, and the logical conclusion to be drawn from every fact testified to was acquittal on the ground of self-defense. William Busch was a small man, in deadly fear of his brother, Philip, from whom he had received repeated beatings; he had been threatened by Philip time and again, and was fully pursuaded that Philip meant to kill him. Philip was a large man, of exceptionally powerful frame, and physically able to kill William if he desired to do so. On the morning of the killing Philip again attacked William; the latter fled from him and ran downstairs. At the foot of the stairs hung old man Busch's rifle—right opposite the place where William landed on the floor, and was the first thing to naturally catch his eye. He grabbed the gun and shot Philip, who was close upon him. No feeling but that of fear was the basic motive for the killing; an accident placed the weapon in his hands; he did not seek it, and only terror impelled its use. The case made an impression upon me, and I give the above brief outline as it comes back to me. I do not hesitate to say that you will be entirely justified, by all the facts proven, in writing a letter to the Board recommending Busch's pardon.

(Signed) "GEORGE PEARSON."

"Bellefonte, April 3, 1903.

"To the Board of Pardons, Harrisburg, Pa.:

"Gentlemen: I recall with great distinctness the case of William Busch, but, without relying upon my memory in regard to the facts, I made inquiry of Mr. Pearson, who at the time of the commutation was recorder for the Board of Pardons. Above is given his recollection of the facts. It corresponds with mine. There was grave doubt at the time as to whether or not Busch could have been convicted of murder of the second degree, and the conviction could only be accounted for by the intense prejudice which existed in the community where several homicides had occurred. He has already served more than a maximum sentence for murder in the second degree, inasmuch as, I understand, his actual confinement, with commutations, would be equal to about twenty-five years. Under the circumstances, I regard him as a very proper subject for a recommendation on your part to executive clemency.

"I have the honor to be, very respectfully,

"Your obedient servant,

(Signed) "JAMES A. BEAVER."

In view of the facts and circumstances above set forth, the Board is of the opinion that this case is a proper one for the exercise of executive clemency, and therefore respectfully recommends that a pardon may now issue to the said William Busch.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, June 17, 1903.

His Excellency Samuel W. Pennypacker, Governor:

Sir: In the court of quarter sessions of the peace in and for the county of Luzerne, at November sessions, 1902, Michael Dougherty was indicted for the crime of keeping a tippling house. He was tried, convicted, and recommended to the mercy of the court. On February 16, 1903, he was sentenced to pay a fine of $500, the costs of prosecution, and to undergo imprisonment in the Luzerne county prison for the term of seven months.

The applicant is a young married man and is the father of three children. He was convicted of selling liquor without a license at the picnic grounds of Harvey's Lake.

The sole reason presented in support of the application for pardon is as follows:

The applicant is dangerously ill and further confinement may be fatal.

We quote from the affidavit of Doctor W. E. Hughes, the prison physician:

"Have been in attendance on Michael Dougherty since June 1st. He is suffering from chronic dyspepsia, accompanied by violent attacks of renal colic, due to calculus (stone in kidney). In the past week he has had two convulsions, epleptiform in character. The facilities at the jail for treating patients in said Dougherty's condition are very limited, and he can be successfully treated only in a hospital. Further confinement means death, and removal is his only chance of life in the opinion of deponent."

The prison board of Luzerne county, on June 15th, passed the following resolution:

"That we, the prison board of Luzerne county, earnestly recommend to the honorable Board of Pardons that they take favorable action on Michael Dougherty's application for a pardon."

The Board is also in receipt of letters from many prominent and influential citizens favoring the application, among the writers being the following: Hon. Charles Price, Mayor of Wilkes Barre; Hon. Henry W. Palmer, ex-Attorney General; Hon. William Drury, Hon. George Hartman, Hon. George Ross, Hon. Edward Burke, Hon. Louie Holcomb, and the Rev. H. P. Burke.

In view of the facts and circumstances of the case, as above presented, and particularly because of the critical physical condition of the applicant, the Board respectfully recommends that a pardon may now issue to the said Michael Dougherty.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, June 17, 1903.

His Excellency Samuel W. Pennypacker, Governor:

Sir: In the court of oyer and terminer and general jail delivery of Lackawanna county, at October term, 1897, Saverio Abbate was indicted for murder. On being arraigned the prisoner pleaded guilty, and prayed the court to fix the degree of the crime. The court, after hearing witnesses, determined the crime to be that of murder in the second degree, and on December 11, 1897, sentenced the prisoner to pay the costs of prosecution, and to undergo imprisonment in the Eastern Penitentiary for the term of twelve years and four months.

Saverio Abbate is about thirty-two years of age, by trade a stonemason, and has a wife and children. He went to Scranton in 1890, and during his life and work there established a reputation as a sober, industrious, law-abiding citizen. On Labor Day, 1897, the various organizations paraded; the applicant participated, and after the parade joined in the festivities at Working Men's Hall. There was some drinking, and the deceased (Ramondi) had an altercation with one Sparisino. The applicant attempted to adjust the matter, and Ramondi turned upon him, whereupon the petitioner was persuaded to leave the hall. Ramondi then made violent threats against the applicant, saying that he would cut out his heart, etc. (See testimony of Joseph Labisko.) Ramondi displayed a dagger, which Labisko secretly took from him. After the festivities were over a number of Italians were on their way to their homes, among them being Ramondi, Sparisino and Abbate. Ramondi resumed his quarrel with Sparisino, and struck him several times. Abbate intervened and endeavored to stay the trouble. Ramondi then struck him several violent blows and called him a cur. Applicant begged him not to do that, and said: "Don't hit me; don't hurt me; I mean no harm." This seemed to the more enrage Ramondi, and he advanced on the petitioner threatingly. The applicant then drew a revolver and told the deceased to let him alone. The deceased continued to advance, and the applicant fired at his feet. This seemed not to deter his advance, and he was about to take hold of the applicant when the fatal shots were fired.

The reasons presented in support of the application for a recommendation of pardon are as follows:

1. The said Saverio Abbate is not guilty of the offense for which he is being punished.

2. The plea of guilty was entered by him under a mistaken understanding of the law and the facts.

3. Under the facts proven by the evidence taken at the time of fixing the decree by the court, and the after discovered testimony, there is not any doubt that the shooting of Ramondi by the petitioner was fully justified by the law.

4. The want of a proper and clear explanation of the events surrounding the shooting of Romondi caused a case of justifiable homicide to appear like one of malicious killing.

5. Even though the petitioner was guilty of manslaughter, "doing a lawful act without due caution and circumspection," he has been adequately and fully punished for such offense.

6. That his case has never been tried by a jury, and for that reason the Board of Pardons should, if on examination and review they find the said shooting was done in self-defense, pardon the said Abbate.

7. Additional after-discovered evidence in the nature of self-defense.

8. Present impaired condition of health of the applicant, occasioned by long confinement.

9. Present feeble condition of applicant's wife and the needy condition of his family.

10. The good character of the applicant prior to his confinement and good conduct during imprisonment.

Under date of May 19, 1903, the Hon. H. M. Edwards, the trial judge, writes the Board as follows:

"When the case of Severio Abbate was under consideration by your honorable body sometime ago, I wrote in answer to an inquiry from you, stating in substance that the sentence was not too severe if the facts disclosed at the somewhat partial hearing were true. The defendant pleaded guilty to murder, and after hearing two or three witnesses the crime was fixed as murder of the second degree.

"Counsel for defendant has submitted to me certain depositions of eye-witnesses and others, taken after notice to the district attorneyl. The defendant is certainly unfortunate in that the testimony now exhibited was not disclosed at the time of the sentence. If the same evidence had been produced at that time the penalty imposed would not have been so severe. I would probably have made it five or six years, and would have considered the degree of crime as that of manslaughter, with mitigating circumstances in the shape of substantial provocation.

"I am somewhat inclined to the opinion that the defendant has been sufficiently punished. I base this opinion on the testimony which is now before me; testimony that should have been presented at the time the plea was taken, so as to fully inform the conscience of the Court."

We also quote from a letter written the Board by John R. Jones, who as district attorney prosecuted the case:

"* * * On reading the testimony taken in support of this application I have no hesitancy in asking for executive clemency. When the defendant pleaded guilty of murder in the second degree there was but little testimony taken, and that was taken to satisfy the court as to the grade of the offense. The case was not fully developed at that time. The fact that it has been proved by several witnesses called in support of this application—whose testimony I have no reason to disbelieve, but on the other hand the presumption being that they have told the truth—that the deceased or murdered man, a short time before the killing, made deadly threats against Abbate, saying that he 'would cut his heart out,' exhibiting at the same time a knife, and declaring again 'that he would make a corpse of him that day,' is what constrains me to write this letter. It appears by the evidence that these threats were communicated to the defendant before the fatal encounter.

"As I recall it, no testimony was given in behalf of the defense at the time of entering the plea, nor was it called to my attention, but it should be given proper consideration, and when taken in connection with the evidence now adduced, that the deceased was known as a quarrelsome and dangerous man, and that this fact was known to the defendant, certainly throws light upon the condition of the defendant's mind at the time of the killing. It would certainly have been material evidence had the case gone to a jury trial to rebut the presumption of malice.

"As the defendant has been in the penitentiary between five and six years, and believing that had this case gone to a jury trial and all the evidence surrounding the unfortunate affair been fully brought out, and the defendant have been convicted, he probably would not have received a severer sentence than the time he has

already suffered in prison. I therefore favor this application."

We also quote from a letter written the Board by the present district attorney, Wm. R. Lewis, Esq.:

"I have read the depositions taken on the part of the defendant, and I have also read the communications addressed to your honorable body by Hon. H. M. Edwards, president judge of this county, and by the former district attorney, John R. Jones, and I have no hesitancy in endorsing what they have stated in their letters. I feel quite confident that they would not recommend a pardon for Abbate unless they were satisfied that justice warranted it."

In view of the facts and circumstances of this case, and giving especial weight to the letters of the trial judge and the district attorney, and taking into account the length of time the applicant has been incarcerated and his physical condition, the Board respectfully recommends that a pardon may now issue for the said Saverio Abbate.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, June 17, 1903.

His Excellency Samuel W. Pennypacker, Governor:

Sir: In the court of oyer and terminer and general jail delivery in and for the county of Allegheny, at March sessions, 1902, Albert Neville was indicted for assault and battery and assault and battery with intent to commit a felony. On being arraigned he pleaded guilty to the second count. On June 14, 1902, he was sentenced to pay a fine of six and one-quarter cents, the costs of prosecution, and to imprisonment in the Allegheny County Workhouse for the period of two years.

The applicant, Albert Neville, is now about twenty-one years of age, and is the son of respectable parents who have ample means to give him a good home and proper medical attention. The assault committed by said Neville occurred in a sparsely populated portion of the hillside just above Penn avenue, in the Thirteenth ward of the city of Pittsburg, and was made upon a young girl named Edith Lowry, 14 years of age. The information charging him with the same offense as against Mary E. Jones was made in the hurry of the moment, and in order to dispose of the cases both pleas were entered at the same time, it being understood that whatever punishment would be imposed would be upon the indictment in which the father of Edith Lowry was the prosecutor. The facts in brief were, that the said Neville having forcibly thrown the girl to the

ground, attempted to have intercourse with her, but failed in so doing, as an alarm was made by the other girl.

The ground on which the application is made is that the said Albert Neville is suffering from the disease of consumption, and in all probability will not live for more than three or four months if he remains in confinement. If he is now released from imprisonment his life will be prolonged, and he will receive the care, nursing and other attention required by his physical condition, as well as the comforts of a good home.

As to the health of the applicant the deposition of Stewart M. Patterson has been presented to the Board. Reduced to narrative form it is as follows:

"I am a practicing physician, having an office in the city of Pittsburg. I examined Albert Neville in the Allegheny County Workhouse on June 9, 1903; found him to be suffering with tuberculosis in an advanced stage. I do not think he can live three months if kept in confinement there. A hemorrhage is probable at any time. I think the young man should be released; he will die in any event, but there will be a chance of prolonging his life to some extent. I think the end is inevitable and not far off, and I do not see how he has lived so long in confinement."

From a letter written by John C. Haymaker, Esq., district attorney, we quote:

"* * * I have made considerable investigation with a view of ascertaining the condition of his health, and I am now in possession of absolutely reliable evidence that the prisoner can live only a very short time. In view of the certainty of his death, which according to the opinion of the physician must take place soon, and his disease being such as to make it important that he should be in the open air, or some place where he can receive better attention, I join in this application for his pardon. When the case was before the Board recently, I endeavored to get the opinion of Dr. G. M. Kelley, physician at the workhouse, but he was unable to get it at that time, and was therefore unable to send the letter."

The trial judge, Hon. J. A. Evans, endorses the application in the following terms:

"I know Dr. Stewart Patterson, whose deposition accompanies this application, and I can endorse what he says; and in that view it would be an act of charity to pardon the prisoner."

Mr. Joseph W. Lowry, the father of the girl who was assaulted, joins in the application for the pardon, because of the applicant's ill health.

In view of the critical illness of the applicant, and giving especial weight to the letters of the trial judge and the district attorney, the Board is of the opinion that this is a proper case for the exercise of executive clemency, and therefore recommends that a pardon may now issue to the said Albert Neville.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
ISAAC B. BROWN,
Secretary of Internal Affairs.

Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,

Harrisburg, December 9, 1903.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace in and for the county of Lackawanna, to No. 65 April sessions, 1903, George Bennett was indicted on the charge of embezzlement. A true bill was returned March 13, 1903. Defendant was called for trail April 17, 1903, and verdict of guilty rendered April 18, 1903, and same day the defendant was sentenced to pay a fine of $100, costs of prosecution, and undergo imprisonment in the Lackwanna county jail for the term of nine calendar months.

October 10, 1903, application for Pardon was filed.

The applicant, George Bennett, is a young man, unmarried, who had learned the trade of butchering, and who, prior to October 1902, had lived with his parents in the city of Scranton. In that month he went to work for J. S. Sickler, in Sickler's meat store, on Capouse avenue, Scranton, at a salary of six dollars a week and board. In December of the same year Sickler opened another meat store in another part of the city, and placed Bennett in charge. A different agreement was made as to wages. The new store was near Bennett's home, and a long distance from Sickler's house. Therefore Bennett gave up boarding at Sickler's and went to his parent's house to board, and from the time of this charge was to receive a salary of ten dollars per week. This arrangement continued up until the first of the following January when Bennett left Sickler's employ and obtained work elsewhere.

On leaving Sickler, Bennett turned over to him the money on hand at the store amounting to twenty-two dollars. There had been about sixty dollars' worth of meat left with him at this store, but of this quantity about twelve or fifteen dollars worth had been taken back to the other store. Out of the proceeds of sales during the two weeks he ran the store Bennett paid himself at the rate of ten dollars a weeek, aggregating twenty dollars. The money turned over to Sickler, the value of the meat sent to Sickler's other shop, the twenty dollars wages, and the waste, etc., in cutting, Bennett estimated made up the full value of the meat delivered into his charge.

About a week or more after Bennett had left, Sickler caused his arrest on the charge of embezzlement, claiming that he was to receive but five dollars a week as wages, and not ten dollars as Bennett claimed.

The case was fixed for trial on a certain day, but Bennett's counsel informed him that he would have the case continued, and no witnesses were subpoenaed for the defence. The court, however, refused to continue the case, and in the absence of proof as to the value of the meat sent to Sickler's other store, Sickler denying that the meat had been so sent, the defendant was convicted and sentenced as above stated. The deposition of the man who took the meat at the order of Sickler's is on file, showing its removal and fixing the value at about fifteen or sixteen dollars.

On leaving Sickler, Bennett turned over to him the money

The following are the reasons upon which the application for pardon is based:

1. Because there is a grave doubt of the defendant's guilt.

2. The Judge before whom the case was tried, and the District Attorney, have looked into the matter since the case was tried, and believing that there is a serious doubt as to whether George Bennett is guilty, have recommended a pardon.

3. The trail Judge also recommends the pardon because he feels that the sentence imposed was greater than should have beeen imposed if there was no doubt of Bennett's guilt.

The following is a copy of the letter from the trial Judge:

To the members of the Board of Pardons, Harrisburg Pa.,

In the matter of the application of George Bennett, who was convicted and sentenced in the quarter sessions of this county at the April sessions this year, upon the charge of embezzlement, I have to say that it was apparent upon the trial that the defendant's counsel had failed to appreciate the necessity of careful preparation of his case. It can be said, without intending any disparagement of the excellent young man who conducted his defence, that a more careful preparation would have been likely to create a reasonable doubt as to whether the amount of money involved was not the amount admitted by the defendant and was not retained under a bona fide claim of right on account of wages earned in the employ of the prosecutor.

On the face of the record, however, the verdict was warranted by the evidence, and certain unexplained features of it tended to prejudice the defendant when the term of imprisonment was fixed. Upon reflection, being impressed with the notion that such prejudice might have influenced us and that it might be due to a failure to develope the defendant's case in its strength, I have investigated the information given me by his family and neighbors touching his character, as well as the history of the case, and feel constrained to say that had I been well informed regarding the boy's antecedents and his previous good conduct the imprisonment would have been made much lighter. I believe he has now suffered as much imprisonment as ought to have been imposed, and therefore consider it a proper case for executive clemency.

Very truly yours,
E. C. NEWCOMB,
A. L. J. 45th Jud. Dist, Pa

Scranton, Pa., Sept 3, 1903.

The following is copy of the District Attorney's letter:

District Attorney's Office, Lackawanna County,
Scranton, Pa., Sept 5th, 1903.

To the Honorable, The Board of Pardons of Pennsylvania:

Gentlemen: I have read the letter written by Judge Newcomb, recommending the pardon of George Bennett, and cheerfully join in the recommendation.

From knowledge and facts which I have obtained since the con-

viction of Bennett I beelieve his is a case in which executive clemency should be extended.

WM. R. LEWIS.

Petitions of citizens of Lackawanna county, favoring the application, and certifying to the previous good character of the applicant, were also filed.

In view of the circumstances of this case as developed at the hearing, and attaching proper weight to the letter of the trial judge and that of the district attorney, the Board is of the opinion that this is a proper case for the exercise of executive clemency, and therfore recommends that a Pardon may now issue to the said George Bennett.

FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, December 9, 1903.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace in and for the county of Bucks, at November sessions, 1902, Lewis L. Consolloy was indicted for keeping a disorderly house and for furnishing liquor to persons of known intemperate habits. The defendant was tried and convicted, and on Feburary 25, 1903, was sentenced in the aggregate to pay a fine of $51.00 the costs, and to undergo imprisonment in the county jail for the period of one year and twenty days.

On or about the 15th of August, 1902, one Mathew Gantz entered the bicycle repair shop of Lewis L. Consolloy and got into an altercation with Consolloy, which resulted in an assault and battery by Gantz upon Consolloy. Gantz was returned to court for trial, and Gantz there testified that Consolloy sold liquor to various persons. Consolloy was indicted, but owing to sickness was unable to appear at the next term of court, and his counsel presented the usual certificate of the physician. The court refused to continue the case, and directed the forfeiture of the bail, and ordered a bench-warrant issued for Consolloy's arrest. He was brought to jail and held in $100.00 bail. He was unable to obtain the bail, and remained in jail three months until the next quarter sessions. At the trial the most important witness was Gantz, who is a man without character, and who is again in jail to answer for being a common nuisance. The jury acquitted Consolloy of the three former charges, but found him guilty of keeping a disorderly house and furnishing liquor to persons of known intemperate habits. That person was Gantz him-

self and the disorderly house consisted in the noise named by Gantz himself at the time of the altercation.

The reasons presented in support of the application for a recommendation of pardon are as follows:

1. That Consolloy was not guilty of the offense as charged, and the evidence was insufficient to warrant his conviction.

2. That he had been sufficiently punished if it be held that the evidence did justify the verdict.

3. That the sentence was too heavy under circumstances, and out of proportion to the gravity of the offenses.

4. That Consolloy is a poor man, who has hitherto borne a good character for peace and good order, and that he has a wife and child dependent on him for support.

The trial Judge, Hon. Harman Yerkes, in accepting service of notice of application for pardon, endorses it as folllows:

"I have no objection to the pardon, and on account of his family am disposed to recommend the same, upon conditions the costs are paid by the applicant."

The recommendation of Judge Yerkes is endorsed by Jos. W. Shuey, Esq., the District Attorney who prosecuted the case.

In view of the facts and circumstances of the case as above presented, and especially giving consideration to the recommendation of the Judge and the District Attorney, the Board respectfully recommends that a pardon may now issue to the said Lewis L. Consolloy.

FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, December 9, 1903.

To His Excellency Samuel W. Pennypacker, Governor,

Sir: In the court of quarter sessions of the peace in and for the county of Luzerne, to No. 349 April sessions 1901, Paul Urban was indicted on the charge of embezzlement. A true bill was returned April 4, 1901. The case tried in September 1901, and on September 12, the defendant was acquitted on the first count in the indictment and convicted on the second count. A new trial was awarded, and on June 26, 1902, the defendant was again convicted on the second count, to wit, on the charge of failing to turn over to his successor in the office of township treasurer certain funds received by him as such official. June 27, 1902, defendant was sentenced to pay fine of $1211.50, costs of prosecution and undergo an imprisonment at separate and solitary confinement in the Luzerne county prison for the term of two years.

It appears from the record that the offense charged is a purely technical one. In September 1898 the defendant received, as treasurer of Marcy township, Luzerne county, the sum of three thousand

dollars, the township share of liquor licenses paid to the County Treasurer. He turned the check for this amount over to his attorney, who paid out the amount, less Treasurer's commissions, in liquidation of claims against the township, but which claims were not properly payable out of this fund. Applicant had not the pecuniary ability to make good this special account on the expiration of his term. It appears from the record that he did not receive any personal benefit from this misapplication of the township fund, but that in reality the public received the benefit, though in a channel different from that prescribed by law. Applicant has served the full legal term of his imprisonment with the exception of about one month.

The reasons on which the application for pardon are based are the following:

1. The unneccessary severity of the Court in passing sentence upon him.

2. That he has already served sufficient time in the Luzerne county jail for his offense.

3. His age in life, he now being about fifty years of age.

4. That he has a large family of children, six in number, and a wife, their mother, living, who are dependent upon him for their support.

5. That he has only three months of his two year term remaining unserved, and has been commended by the warden of the Luzerne county prison for his good behavior.

6. His failing health and his general rheumatic and debilitated physical condition.

7. General reasons.

The Judge who tried the cases, the District Attorney who had charge of the prosecution, and the County Detective who was named as prosecutor, all unite in recommending a favorable consideration of the application. The following is a copy of the letter in this behalf filed with the Board:

Mt. Carmel, Pa., Sept. 15, 1903.

The Honorable, The Board of Pardons, Harrisburg, Penna:

Gentlemen: Believing that while specially presiding in the quarter sessions of Luzerne county, in June, 1902, I was unnecessarily severe in sentencing Paul Urban, convicted before me for failure to turn over to his successor in office, the treasurer of Marcy township, the money remaining in his hands as previous treasurer of that township, and that the defendant has already been sufficiently punished for his offense, I herewith join in the request of the District Attorney of that county for the pardon of the defendant.

Very respectfully,

VORIS AUTEN,
A. J. 8th Judicial Dist.

To the Honorable Board of Pardons:

I join in the above recommendation.

B. R. JONES,
Dist. Att'y.

To the Honorable Board of Pardons:

I hereby join in the above application and recommendation.

R. C. JONES,
County Detective and Pros.

In view of all the facts of this case as developed at the hearing, as above set forth, the Board is of opinion that this is a proper case for the exercise of executive clemency, and therefore recommends that a pardon may now issue to the said Paul Urban.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, December 9, 1903.

To his Excellency, Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace of Westmoreland county, at February sessions, 1895, John Petre was indicted for the crime of murder. On February 7, 1895, a true bill was found, and on May 27, 1905, the case was certified into the court of oyer and terminer. Petre was tried, convicted of murder of the second degree, and on June 25, 1895, was sentenced to pay a fine of $1.00 and to imprisonment in the Western Penitentiary for the term of 18 years.

On the night of December 26, 1894, John Petre shot John Lane at the bar of the Fisher House, in the Borough of Greensburg. Lane died from the wound two days later. The men were not acquainted with each other, nor was there any evidence adduced at the trial to show that they had previously seen each other. They had no quarrel. A few minutes before the shooting Petre walked into the barroom. At that time there were about half a dozen persons present, including John Lane and another colored man, who were drinking at the far end of the bar. Petre asked for a drink of beer or whiskey. His condition was such that the bartender refused him a drink. The fact he had been on a drinking spree for a week or more was also known to the bar-tender. Petre was told to go out, that he had enough, and that he could not get a drink there. About this time the bartender was relieved by an associate. The second bar-tender walked up to Petre, took hold of him, and told him to come along with him. Petre did not resist. The bar tender led him to the heavy swinging door and opening it with one hand, attempted to shove or push Petre out. Just at that instant Petre's foot was caught and held by the lower part of the door. The bar-tender held Petre's left-arm, while his right was free. Suddenly Petre, to the surprise of all in the room, drew a revolver from his overcoat pocket and fired. He aimed at no one in particular, and never spoke a word. The bullet struck Lane, or "Shine"

as he was familiarly known, in the bowels. Petre was committed to jail, and for several days afterwards was in a pitiable condition from the effects of his continued drinking. He was not aware the awful deed he had committed until several days after the crime.

The reasons presented in support of the application for a recommendation of pardon are as follows:

First. That the petitioner was sentenced to the Western Penitentiary on the 25th of June, 1895, and has already served eight years and some months in said institution.

Second. That at the time he was sentenced to eighteen years in the said institution practically a reign of terror existed in the County of Westmoreland, there having been eighteen persons charged with the crime of murder in said county in the year 1894, and under these exciting circumstances the applicant received almost the maximum penalty.

Third. That it is generally believed that the sentence then imposed was excessive and was not warranted by the circumstances under which the alleged offense was committed.

Fourth. That no opposition to the pardon, such as was made before, will be made now, for the reason that the petitioner has already suffered sufficiently for his offense, and that all the purposes for which sentences are imposed have already been subserved.

Fifth. That Petre when sentenced was hearty and robust and a healthy man, but that in the last years has failed greatly in health, and his condition has rendered him incapable of performing the arduous work he followed at the time the offense was committed.

Sixth. That Petre has been a very exemplary prisoner, and will receive the commendation of the prison officials for his good behavior and the performance of all duties required of him in the said institution.

In further support of the application there has been presented to the Board four petitions for the pardon of the applicant, to wit.: Petition from the members of the Bar of Westmoreland County: bearing 56 signatures; petition from merchants and business men of Greensburg Borough, bearing 38 signatures; petition of fellow-workers, bearing 301 signatures, and petition of officials of Westmoreland County and their clerks, bearing 23 signatures. These papers are filed with the records of the case.

And in still further support of the application for a recommendation of pardon numerous letters have been presented to the Board, and from which we quote as follows:

From the Rev. J. L. Milligan, Chaplain of the Western Penitentiary: "I am glad to learn that application is about to be made for the release of Johns Petre. He has been a quiet and uncomplaining man; he has borne his imprisonment in such manner as to commend himself in every way; he has been obedient and industrious at all times; and in every position in which he has been placed during all the years of his confinement he has shown himself worthy of confidence. If he were released I feel sure that no one would have any reason to regret it. He is determined to show himself an honest and industrious man. I trust he may have the chance to do so."

From F. D. Herbert, City Editor of the "Star," Greensburg, Pa.: "On the night of December 26, 1894, I was standing in a doorway, in the opposite end of the room where the shooting occurred. My impression is clear that Petre did not aim at any particular person, nor have in view, directly, the killing of the negro. His foot having been pinioned by the door as he was being removed by the bartender, Petre turned just half way round, it seemed to me, and fired. While the Commonwealth's attorney served a subpoena on me previous to the trial, for reasons unknown to me I was not called to testify. From my knowledge of the circumstances of the case I believe Petre received an unusually severe sentence, and think he has been sufficiently punished. * * *"

From ex-Sheriff P. F. McCann: "I was Sheriff of Westmoreland county in the year 1894, at the time Johns Petre was arrested. He was then in a deplorable condition, suffering from nervousness, which I think was due to excessive drinking. He remained that way for several days—two or three at least—and during that time he surely did not know what he was doing. He appeared to be out of his mind, and I am satisfied he was not accountable for anything he did on the night of his commitment, which was the night of the murder. I have no interest whatever in the case, but I do believe that Petre has already suffered sufficiently for his crime."

From S. A. Sheffler, ex-County Detective Westmoreland county: "I was County Detective at the time of the killing of Lane by Petre. I thought then, as I do now, that the sentence was rather severe. This was due, I think, to the fact that an extraordinary number of murders was committed in the county during that year. I knew Petre before the commission of the offense. He was never known to be a bad or dangerous man, but, on the contrary, was a quiet, orderly and industrious man. I believe he has been sufficiently punished and join with the people of this community in asking that he be pardoned."

From A. K. Hutchinson, Chief of Police of Greensburg: "* * * I think most people hereabouts thought the sentence of Petre was rather severe, under all the circumstances. I had never heard anything against his reputation before the arrest. He was a hard-working coal miner, and lived with his brother in an adjoining boro. I believe he has been sufficiently punished, and that his pardon is justified by all the circumstances. I therefore join with the citizens of our town in asking that you recommend his pardon."

From T. R. Winsheimer, editor of the "Democrat," Greensburg: "Briefly stated, the general sentiment here, where the people are familiar with the facts, is that Johns Petre committed the crime for which he is now imprisoned while he was in an irresponsible condition from excessive drinking, and that he has been sufficiently punished. His pardon would be a humane and just act."

Taking into consideration all of the facts in the case, and giving especial weight to the sentiment of the community in which the applicant lived, as expressed by the petitions of lawyers and business men, and as set forth in the letters of Chaplain Milligan and the

editors of the local press, the Board feels it proper to respectfully recommend that a pardon may now issue to the said Johns Petre.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, December 9, 1903.

To his Excellency Samuel W. Pennypacker, Governor:

Sir: In the court of oyer and terminer and general jail delivery in and for the county of Philadelphia, at February sessions, 1902, Edward Salisbury was indicted for burglary. On being arraigned the defendant pleaded guilty, and on February 5, 1902, was sentenced to pay the costs of prosecution and to undergo imprisonment in the Eastern Penitentiary for the term of five years.

John Turnerson, the companion of Salisbury at the time of the burglary, and now an inmate of the Eastern Penitentiary, has sent the following statement to the Board:

"I, John Turnerson, of my own free will, and without hope of receiving any favors, being now a prisoner, undergoing a five year sentence, do respectfully state to your honorable Board, that Edward Salisbury never committed the crime of burglary for which he was sentenced, and never knew that it was to be committed. The facts of the case are simply these: I never knew Edward Salisbury until the time of the occurrence for which we were both imprisoned. I was a resident of Bristol, Pa., and could not have possibly have known Salisbury, as I was sentenced by Judge Yerkes, of Bucks county, to eighteen years for breaking into a freight car, and served my sentence out, less commutation. On the evening that we were arrested I met Salisbury, who was in an intoxicated condition, and went into a saloon with him kept by a man named Hamilton. On leaving the saloon about 9.30 in the evening, a few doors below on Front street I lifted up the parlor window of a house, jumped in, went to the mantel-piece and took a clock. When I got out of the window I went up to Salisbury and handed him the clock. A police officer came along and Salisbury threw the clock into the street. Then we were arrested. I suppose that it was owing to my reputation that Salisbury suffered the amount of punishment which he received. I have been informed that Salisbury is dying with consumption, and I consider this statement an act of mercy and justice towards him."

"Signed in the presence of Joseph B. Smith, overseer, Eastern Penitentiary."

Deposition of Joseph A. Smith, taken in accordance to the suggestion of the Board of Pardons, and after notice given to the Director of Public Safety and the Superintendent of Police:

"Joseph A. Smith, sworn, saith: I am a police officer of the Tenth district. My number is 1043. I arrested Edward Salisbury. I also arrested Turnerson, in front of 1044 North Front street, Philadelphia. I saw Turnerson jump out of the window and hand the clock to Salisbury. As I was about putting Salisbury under arrest he threw the clock into the street. I was told that they had been in Hamilton's tavern for about an hour before that. Hamilton's tavern is about twelve houses from Mr. Minton's house, where the robbery and arrest occurred.

(Signed) "JOSEPH A. SMITH.

Subscribed and sworn before me this 14th day of October, A. D. 1903.

DAVID F. BERRYMAN,
Notary Public.

We quote from a letter written to the Board by Laurence Minton, from whom the clock was stolen:

"* * * I was at home reading the newspaper; it was about ten o'clock; the man Turnerson lifted the parlor window and took the clock from the mantel-piece. * * * Salisbury's condition was taken advantage of by the real thief. I firmly believe in the innocence of Salisbury, and did not appear against him. It is simply a case of a man being punished for being caught in bad company. His punishment has been too severe already for such an offense, and I ask the Board to pardon him."

William W. Leach, physician at the Eastern Penitentiary, writes the Board as follows:

"I beg to say that Edward Salisbury is in a very poor condition physically. He has been under my professional care for the past eight months, suffering with consumption of the lungs and throat, and as he has nearly two years yet to serve, there is scarcely any hope of him outliving his sentence."

The reasons presented in support of the application are as follows:

First. That the punishment was excessive for the offense.

Second. That the said Edward Salisbury has consumption, and is being treated for said disease in the hospital department of the Eastern Penitentiary.

Third. His mother is eighty-two years of age, and her whole aim and object in life is to have her dying son pardoned.

In view of the facts and circumstances above presented, and taking into especial consideration the state of health of the applicant, as testified to by the Physician of the Eastern Penitentiary, and giving due weight to the fact that the applicant was under the influence of intoxicants at the time the crime was committed, and believing this to be a proper case for the exercise of Executive clemency the Board respectfully recommends that a pardon may now issue to the said Edward Salisbury.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, December 9, 1903.

His Excellency Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace for the county of York, at October sessions, 1903, LeRoy Sigler and Charles R. Smith wwere indicted for the crimes of larceny, larceny from the person and for receiving stolen goods. The defendants were tried and convicted, and on October 21st were sentenced to each pay a fine of $1, the costs of prosecution, and to undergo imprisonment in the Eastern Penitentiary for the term of one year and six months. On October 28th this sentence was modified by making the term of imprisonment one year in the York County Jail.

On the morning of the 29th of September, 1903, Lewis Levy, Charles R. Smith and LeRoy Sigler, three young men, residents in the city of Altoona, being out of employment by reason of slackness of work, left that city, with the intention of going to Washington, D. C., to secure employment. On the 30th of September they were riding on a freight train, and were arrested at Parktown as trespassers. There was then surrendered as security for the fine to which they were liable as trespassers, a watch that was in the possession of Levy, and they were released. They proceeded by passenger train to Baltimore, and were there arrested, charged with the larceny of the watch. They were returned to York and committed for trial. They were tried, convicted and sentenced as above stated.

Up to the time of sentence the young men had not communicated with their parents, but they then did so, and the parents at once set about securing evidence of good character, etc., and succeeded in having the sentence modified.

The evidence at the hearing as well as the evidence produced in court fully exonerated Sigler and Smith, and J. S. Zarker, the man who lost the watch, was uncertain whether the watch was lost by him while he was under the influence of liquor or had been taken from his person; and he failed to recognize either Smith, Sigler or Levy, and testified in court that he had seen neither of them before that time. Levy joined Smith and Sigler at breakfast one morning, and informed them of the finding of the watch. Levy had not been with the other two men during the night or previous afternoon. The young men having failed to notify their parents of their trouble, and having refused to return from Baltimore without requisition, the court was impressed that they were young men of bad character.

The papers submitted to the court on the motion for modification of sentence, have been submitted to the Board, and are part of the records in the case. The mass of testimony shows a most excellent character for young Sigler. It appears that he never had in any way been connected with any criminal offense whatsoever; had always resided in Altoona; had no vices of a kind to be complained

of, and the testimony of his fellow citizens and fellow workmen is that his character for honesty and industry is beyond question. The evidence in support of the petition of young Smith, while less in volume than that with reference to Sigler, is none the less certain in its terms. Smith, after learning his trade, had worked outside of Altoona, and did not enjoy so extensive an acquaintance as Sigler, but the testimony submitted discloses that he largely assisted his widowed mother in paying for their home, and that he was an honest and industrious young man. If any offense was committed by Smith or Sigler it was the first, and they have been sufficiently punished.

The reasons submitted in support of the application for a recommendation of pardon are as follows:

1. The previous good character of the petitioners for honesty and

2. The absence of guilt in the commission of the offense by the petitioners, and of guilty knowledge of the watch offered for sale having been stolen.

3. The offense, if committed, being the first offense, the punishment is excessive.

The twelve trial jurors join in the petition of Smith and Sigler for pardon, and "urge the Board to recommend the same to the Governor of Pennsylvania."

The Board deems it unnecessary to reproduce in this connection the large number of petitions and letters in favor of the applications of Smith and Sigler. The documents are filed with the other papers in the case, and constitute very strong evidence as to the character of the young applicants for honesty, integrity and habits of industry.

In view of the facts and circumstances above outlined, and believing this to be a case proper for the exercise of executive clemency, the Board respectfully recommends that pardons may now issue for the said Leroy Sigler and Charles R. Smith.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwwealth.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, December 9, 1903.

To his Excellency Samuel W. Pennypacker, Governor:

Sir: In the court of quarter sessions of the peace in and for the county of Philadelphia, to No. 66, September sessions, 1903, William Kauffman and William Myers were indicted on the charge of assault

and battery and aggravated assault and battery. A true bill was returned September 9, 1903. September 23, 1903, defendants were tried and a verdict of guilty was rendered. On the following day the defendants were sentenced to pay the costs of prosecution and undergo imprisonment in the Philadelphia County Prison for the term of four months.

The application for pardon was filed December 1, 1903.

The following are the reasons assigned in support of the application:

1. The petitioners have been punished sufficiently for the crime of which they were convicted.

2. The destitute circumstances of the families of the petitioners.

3. The sentence imposed is excessive.

4. The physical condition of the petitioners.

It appears from the record that the applicants are police officers of the city and county of Philadelphia, stationed in the district of Manayunk. On September 4, 1903, these officers were called upon to quell a fight that was in progress among a party of foreigners, Polanders, and in attempting to make the arrest they were resisted and set upon by an overwhelming crowd of these drunken foreigners, male and female. In order to protect themselves and make the arrests the officers were compelled to use force, and the prosecutor claims that he was assaulted by the officers. This prosecutor is the man at whose cries of "murder," "police," the officers at first sought to protect, but who, it appears, afterwards joined in the resistance of the officers, and who, it is alleged, in scuffling with the officers, flourished a knife. The prosecutor was clubbed by the officer, and knocked down, which appears to be the basis of the charges for which both men were arrested.

The trial resulted in the conviction of the officers, although the police department had not made any complaint, and it was stated to the Board at the hearing that the department upheld the officers' conduct.

Petitions, signed by about five hundred citizens and residents of Manayunk, including men in every station of life—clergymen, physicians, manufacturers, merchants, bank presidents, magistrates, mechanics, and others, are on file, testifying to the good character of these police officers and to the belief of the signers that they were acting in the line of their duty and with the intention of preserving the peace among a turbulent and troublesome element of society, and asking for favorable consideration by the Board of the application for pardon.

The record also shows a large number of affidavits on file in which the details of the occurrence are set forth at length by eye witnesses, from the reading of which grave doubt arises as to the guilt of the applicants of the charge alleged.

In view of all the circumstances of the case as brought out at the hearing and as gathered from the record, the Board is of the opinion

that this is a proper case for the exercise of executive clemency, and therefore recommends that a pardon may now issue to the applicants, William Myers and William Kauffman.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, December 9, 1903.

To his Excellency Samuel W. Pennypacker, Governor:

Sir: In the court of quarter sessions of the peace in and for the county of Warren, to Nos. 6, 7, 9 and 10, June sessions, 1901, William Lathrop was indicted on the charges of larceny and receiving stolen goods. True bills were found, and on September 2, 1901, verdicts of guilty rendered on each indictment. September 6, 1901, defendant was sentenced in No. 6 and No. 7 each to pay a fine of twenty dollars, costs of prosecution, and undergo an imprisonment in the Western Penitentiary for the term of two and one-half years.

The chattels alleged to have been stolen were, in No. 6, a cushion from a cutter seat, of the value of $5; in No. 2, a wolf robe, of the value of $5; in No. 9, a plush lap robe, of the value of $6, and in No. 10, a horse blanket of the value of $4.

The reasons assigned in support of the application are:

1. William Lathrop is a young man now twenty-one years of age. At the time he was sentenced to the penitentiary he was nineteen years of age, without money or friends at the trial, the only near relative he had was his mother, and she had no money to assist him at the trial.

2. He was convicted on four separate indictments for larceny. The entire value of the goods taken in the four cases was less than twenty dollars.

3. The four cases were tried as two cases, the entire testimony of each was taken in the two cases. Sentence was suspended on two of the cases and he was sentenced on the other two two and one-half years in the penitentiary in each case.

4. The reasons for making this application and to sustain the same are as follows:

The mother of the young man is about sixty years of age and lives alone in the township of Wayne, Erie county, Pa. She is nearly blind, and without property, and her only means of support has been in the past the income derived from one cow and about fifteen

to twenty hens. She lost her cow some few days ago, so that she is now nearly destitute and in very poor health, and must necessarily become a charge upon the county unless her son can be released to assist her. She is now being helped by her neighbors until it may be definitely known by the decision of the Board of Pardons whether her son will be released. It is the general belief of the neighbors and those acquainted with her and the young man that these four cases of larceny were the first offences of this young man, and committed all nearly the same time, and that if he is released he will faithfully support his mother as he by his letters solemnly promises to do, and that the punishment he has received will be sufficient to deter him from again committing offences against the law. That he is not considered bad, but as a young boy was easily led astray.

The petition accompanying the papers signed by thirty-one business men and neighbors, all of whom are well acquainted with the young man, sets forth the additional reasons why the pardon is asked for. The entire reasons are summed up in the fact that he is the only means of support of his aged and destitute mother, and the general belief that he has been sufficiently punished to deter him from committing like offences, or any offences against the law and the further belief amongst all of his neighbors and those signing the said petition, that his affection for his mother is such that he will faithfully support her if allowed so to do by the Board of Pardons.

In addition to the petition of neighbors and a letter from his attending physician, the following letter from the judge who tried the case is on file:

"Warren, Pa., October 10, 1903.

"To the Honorable the Members of the Board of Pardons of Pennsylvania:

"Gentlemen: Notice has been served on me that an application will be made to your honorable Board for a pardon for William Lathrop. I did not regard the sentence imposed at the time as severe under the circumstances and evidence before us, but if the reasons given for the pardon are deemed sufficient by your honorable Board, and a pardon should be granted, it will be satisfactory to the community where the offence was committed.

"Very respectfully,

"W. M. LINDSEY."

After carefully considering the circumstances of this case, and in the light of the facts as shown on the record and at the hearing, the Board is of opinion that the case is one worthy and deserving executive clemency, and therefore recommends that a pardon may now issue for the applicant, William Lathrop.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwwealth.
ISAAC B. BROWN,
Secretary of Internal Affairs.

Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, January 20, 1904.

His Excellency Samuel W. Pennypacker, Governor:

Sir. In the court of oyer and terminer of Allegheny county, at June sessions, 1903, Walter P. Kountz was indicted for murder; was convicted of voluntary manslaughter, and sentenced by the said court on the 15th day of July, 1903, to undergo imprisonment in the Western Penitentiary for and during the term of five years.

On December 5, 1903, application for recommendation of pardon was filed.

The applicant is 26 years of age, is educated, married, and for several years was a practicing dentist, and later the Secretary of the Wyota Coal Company. Up to the time of the homicide he was a man of great promise and a most excellent character. His entire family connections are among the very best and most highly respected citizens of Western Pennsylvania, and no blemish has ever affected their good name and standing in the community. Walter P. Kountz was married on June 7, 1902, at Hot Springs, Ark., where he was practicing dentistry. He removed to Pittsburg on January 25, 1903, selected a business location and a home, and then wrote for his wife to join him, which she did on February 15, 1903. Before Mrs. Kountz had been in Pittsburg ten days she met John E. Walsh, the deceased, and because of his and her joint suggestions negotiations were commenced looking to Mr. Kountz and wife leaving the Beechwood Hotel to take up their residence with Walsh, at his home on Northumberland street, Pittsburg. Walsh was a widower, and with two infant children and two servants, lived in his own property. On February 25th the change of residence was made. Up to this time there had never been any trouble or disagreement between Kountz and his wife, but within twenty-four days after they commenced to live at the Walsh house Kountz became suspicious of the relations between his wife and Walsh. On Saturday, March 21, 1903, Mr. Kountz, in company with his brother Herbert, went to the Walsh house, and immediately upstairs to his wife's bedroom, where they found his wife in bed and Walsh sitting at the side of the bed. Walsh immediately left the room. Kountz accused his wife of being criminally intimate with Walsh. She called for Walsh to come back, but this Walsh refused to do. Mrs. Kountz then told her husband that all she had married him for was to work him, and that she would kill him, or have some one put him out of the way. Kountz then left and spent the night at his father's. (See testimony, pages 88, 89, 90.)

On Sunday, March 22, Kountz went to Walsh's house and to his wife's bedroom, and insisted that she should allow him to take her to a hospital. This she refused, stating that Walsh was taking better care of her than she could get at the hospital. On Monday, March 23rd, Kountz went back to Walsh's in company with his brother Herbert. He went to his wife's room and there found Dr. Rex, a reputable physician. Kountz went downstairs and remained until Dr. Rex came down. While waiting, a policeman in full uni-

form came in and went upstairs. When the Doctor left Kountz went upstairs and found his wife's bedroom locked. He rapped, was admitted, and found the policeman there. Walsh came rushing upstairs and into the bedroom, and asked Kountz what he was doing there. Kountz replied that he was trying to get his wife to go to a hospital. Walsh replied that he "wouldn't allow my wife to be removed to the hospital; that Margaret was his wife now, and she would not be my wife any more; and if I didn't get out of the house he would kill me, and I broke away and ran downstairs." Walsh followed the applicant downstairs, and told him if he ever found him near his house again he would kill him. The policeman then left the house, telling Kountz "that Walsh was a very dangerous man."

(See testimony, pages 92, 93, 94, 95, 96, 97.)

On Tuesday, March 24th, Kountz, with his brother-in-law, Mr. Griffiths, by virtue of an appointment, went to Walsh's for the purpose of procuring his clothing, etc. Walsh came to the door, ugly, vicious and abusive, and refused them admittance, and then said "if he ever caught me in that neighborhood again he would kill me." On Tuesday, March 31st, Kountz, with Dr. Gardner, went to Walsh's at the request of Mrs. Kountz. "I told her I had come to bring medical aid. She said she did not need any; that Walsh was giving her better attention that she could get at a hospital. I told her I would like to leave her some money. She said to Dr. Gardner, 'Don't you leave him leave that money; I am getting all the money I need.' I went to place the money on the mantle and she jumped out of bed with a gun in her hand, and said, 'You God damn son of a bitch, I'll kill you.'" Dr. Gardner and Mr. Kountz then left.

(See testimony, pages 102, 103.)

On May 9th, after the day's work of Mr. Kountz was finished, he left his room and started for his father's house. He was walking slowly and quietly along Northumberland street, until he was within 300 feet of the Walsh house. He tells of what then occurred in the following language: "I was feeling pretty bad that night, and I was thinking a whole lot. I had the blues, and I was not paying any attention to anything; I had my eyes down on the ground. The first I knew of the presence of my wife and Mr. Walsh I heard some one, in a woman's voice, say, 'Here he is.' I looked up, and they were standing in front of me. As I looked up, Mr. Walsh said, 'Now, you son of a bitch,' and put his right hand into his right hip pocket, and I then drew my gun and fired." Question. How many times did you fire? Answer. I don't know. Question. How rapidly did you fire? Answer. As fast as I possibly could. As fast as I could pull the trigger. Question. Then what did you do? Answer. I ran back of the apple tree. Question. What did you do after you got back of the apple tree? Answer. I waited there and looked around, and found out someone else was on the scene, and I knew I was safe, and I went and gave myself up.

The reasons presented in support of the application for a recommendation of pardon are as follows:

First. The defendant was manifestly not guilty, because of self-defense; or else he was manifestly guilty of murder of the first degree. The verdict obviously should have been either guilty of murder of the first degree, or not guilty. The verdict of guilty of manslaughter was absurd. The jury having acquitted of both murder of the first degree and of murder of the second degree, could only have done so, and did only do so, because the evidence clearly showed, and they absolutely found, that the defendant acted purely in self-defense. This being the case, the defendant should not suffer or be imprisoned at all.

Second. The evidence showed that the defendant only defended himself from a murderous attack made upon him by the deceased, and this after the deceased had made many and numerous threats to kill the defendant on sight. All of which threats were made to and known to the defendant, and the jury found this to be true—therefore, the defendant is entirely guiltless of any crime or offense under the laws of this Commonwealth.

Third. The ends of justice have been fully accomplished and the law fully vindicated by the indictment, trial, and the imprisonment and punishment of the defendant to this date.

Fourth. The sentence (five years), under the facts, circumstances and evidence in this case, was and is excessive.

Fifth. The perfect and exceptionally good character of the defendant.

Sixth. The defendant's parents, family and connections are among the best and most respected within the County of Allegheny, and this, in our judgment, should operate strongly in favor of executive clemency.

In further support of the application, it is shown that ten of the trial jurors requested the Court "to impose the most lenient sentence possible," believing "that a nominal sentence would be sufficient to satisfy the ends of justice." And, further, that eight of the trial jurors join in the application for pardon.

The Board is in receipt of letters from many prominent men, favoring the pardon of the prisoner, among them being letters from the following gentlemen: Hon. William S. Woods, Hon. Thomas J. Ford, Hon. George M. Hosack, Hon. A. J. McQuitty, Hon. E. J. Frauenheim, Lieut. Thomas W. Fitch, H. E. Lineaweaver, A. B. Hay, Charles A. Fagan, Thomas M. Brown, John S. Ferguson, Meredith R. Marshall, H. S. Lydick, Marshall Johnston, Eugene Vogan, L. K. & S. G. Porter, S. S. Robertson, E. B. Gearing, C. F. Patterson, and Leon J. Long.

In further support of the application there has also been presented to the Board a petition signed by hundreds of the members of the Allegheny County Bar, together with a petition signed by hundreds of the citizens of Allegheny county.

In view of all the facts and circumstances of the case, believing that under the law and evidence the case is a proper one for the

exercise of Executive clemency, the Board respectfully recommends that a pardon may now issue to the said Walter P. Kountz.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, January 20, 1904.

His Excellency Saml. W. Pennypacker, Governor:

Sir: In the Court of Oyer and Terminer, General Jail Delivery and Quarter Sessions for the Peace in and for the County of Lehigh, at June Term, 1903, James J. O'Donnell pleaded guilty to an indictment charging him with assault and battery, and aggravated assault and battery with intent to kill. On June 2, 1903, the prisoner was sentenced to pay a fine of $50.00, the costs of prosecution, and to undergo imprisonment in the County Prison of Lehigh County for the term of one year and six months.

The applicant, James J. O'Donnell, is a resident of the Sixth Ward, City of Allentown. The cause of the prosecution originated on the 17th day of March, 1903, commonly known as St. Patrick's day. The Sixth Ward is almost entirely inhabited by the Irish people, of whom Mr. O'Donnell is one.

On that day Mr. O'Donnell was employed in locating and fixing a switch-board at Quakertown, Bucks County, for the Electric Light and Power Company of Allentown, Pa. He came to the Sixth Ward late that night, and met some of his friends, who ridiculed him for not having taken part in the celebration on that day. O'Donnell very soon thereafter, in company of a friend of his by the name of Donald McDonald, went to the house of Hugh E. Crilly, for the purpose of learning why he, Hugh E. Crilly, had stricken O'Donnell's name from the membership list of the Bellevue Band. Mr. Crilly resided at 442 North Second Street in the said city. At this place Mr. O'Donnell called, rang the bell, and Mr. Crilly appeared. O'Donnell stated his grievances, and a scuffle ensued. There are some eight steps to the porch of Crilly's house, and in the scuffle injury was sustained by both Crilly and O'Donnell. Both are recognized Irish citizens of the Sixth Ward of Allentown.

The allegation of O'Donnell is that Crilly struck his name from the membership list of the Bellevue Band, which was distinctly a band of that district, and of which band O'Donnell was an original member, and from which he was thrown out, as he claims, through the influence of Crilly. O'Donnell further asserts that Crilly was

persecuting him and his family because he had removed his brother as a school teacher and O'Donnell as a janitor.

The reasons presented in support of the application for a recommendation of pardon are as follow:

1st. The applicant has a wife and four small children dependent upon him for support.

2d. The applicant has a bronchial affection, catarrh, and a continued cough: long-continued solitary confinement will undoubtedly result in a serious aggravation of these disorders and, possibly, consumption.

3d. Because we believe the applicant has been sufficiently punished for the offense committed by his confinement since June, 1903.

In further support of the application there is presented to the Board the following letter from J. Treichler Butz, M. D., the physician of the Lehigh County Prison:

"This is to certify that Mr. James O'Donnell, an inmate of the Lehigh County Prison, has been under my care for some time, suffering from bronchitis, and being sick most of the time, and his close confinement will certainly shorten his life."

D. H. Thomas, Esq., writes the Board that the pardon of O'Donnell will meet with the approval of the people of Allentown.

Wm. B. Schaeffer, State Bank Examiner; W. M. Douglas, Assistant General Superintendent of the American Steel & Wire Company; E. B. Douglass, Superintendent of the American Steel & Wire Co.; George E. Boyd, President, and John T. Loughman, Secretary, of the Young Men's Temperance Society; the Pastor of the Church of the Immaculate Conception; Fred E. Lewis, Mayor of Allentown, and others, write letters to the Board favoring the pardon of the applicant.

Taking into consideration the facts and circumstances of the case, as above presented, and giving especial weight to the letter of the Jail Physician, the Board respectfully recommends that a pardon may now issue to the said James J. O'Donnell.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, January 20, 1904.

His Excellency Samuel W. Pennypacker, Governor:

Sir: In the Court of Oyer and Terminer and General Jail Delivery for the County of Butler, at December Term, 1902. James McGrady

was indicted for the crime of manslaughter, was tried and convicted, and on December 13, 1902, was sentenced by the said Court to pay a fine of $500, the costs of prosecution, and to undergo imprisonment in the Butler County Jail for the period of two years and six months.

James McGrady, the applicant in this case, was born and raised in Butler County, and is a married man, having a wife and two children. He is 38 years of age, and has always borne a good reputation as a peaceable, orderly citizen. He was a duly appointed, sworn policeman, in the line of his duty, at the time of the shooting. He had served for the period of four months. John Miller, the deceased, was in the employ of the Standard Steel Car Company, and was a comparative stranger in Butler, whence he came from Cincinnati, where he had been a prize-fighter. He was a fugitive from justice, and had changed his name from John Bitte, his true name, to that of John Miller. He was a man of powerful physique, and of a brutal and ferocious disposition. Shortly before his death he had violently beaten a man in a boarding-house, and had threatened attacks on the police at different times. He was also the supposed leader of a mob which attempted to break down the County Jail at Butler and lynch a prisoner a few weeks prior to his death. James McGrady knew these facts, and had been previously informed of Miller's desperate character.

On the evening of November 12, 1902, McGrady was in his own home. When about to start out on his "beat" as a policeman, one Frank Angert came to the house and told McGrady that his mother, who kept a boarding-house a short distance therefrom, wanted him to come at once, as there was a fight in progress between Miller and another man. McGrady met two men on the sidewalk. He noticed that Miller had been drinking. Miller started back for the boarding-house, saying: "I'll go back and kill the God damned son of a bitch." McGrady, believing he intended to renew the attack, followed and placed him under arrest. Miller walked up the street peaceably a short distance, and then refused to go any further. McGrady, knowing the desperate character of Miller, was about to put the "nippers" on him, when Miller struck McGrady violently on the head, felled him to the ground, wrenched his mace from him, and started to run. McGrady, stunned and staggered, partly raised himself and fired one shot, Miller then being twenty-five or thirty feet from him. Miller ran on a short distance and fell. McGrady followed and was surprised to find that he had wounded Miller. He left Miller in the care of friends, went for a doctor, and then had him removed by ambulance to the hospital, where he died the following evening.

The ground upon which the application for a recommendation of pardon is based is that the said James McGrady is critically and dangerously ill of typhoid fever, and to be compelled to remain in prison will greatly retard and probably prevent a recovery.

The Board is in receipt of the following letter from the Hon. Harry R. Wilson, the President Judge of the Eighteenth Judicial District, who tried the case:

"At the time of the conviction, in December, 1902, of James McGrady of the crime for which the was indicted, the Court endeav-

ored the make 'the punishment fit the crime,' and at the suggestion of interested parties, and the consent of District Attorney Henninger, a sentence to the Butler County Jail was imposed, instead of the usual sentence to the Western Penitentiary for a crime of this nature.

"I have just been informed by the certificate of the jail physician, L. R. Hazlett, M. D., that Mr. James McGrady is now suffering from a serious attack of typhoid fever. From a humanitarian point of view, I think it would place his life in great danger to compel him to serve the full time of his sentence in the Butler jail. Even if he should recover from his present fever, it will leave his system in a greatly weakened condition, so that he would need better air, food, care, and sanitary conditions than he could expect to receive in jail.

"By reason of the foregoing circumstances, and now that he has served about one year of his sentence, I join in the recommendation to you that his petition for a pardon will be granted."

"December 8, 1903."

The Board is in receipt of the following affidavit of L. R. Hazlett, the Jail Physician of Butler County:

State of Pennsylvania, County of Butler. SS.

Before me, the Prothonotary in and for said County and State, personally appeared L. R. Hazlett, M. D., who, being by me duly sworn according to law, deposes and says, that he is the Jail Physician of the County Jail of Butler County, Pa., and as such has been treating professionally James McGrady, a prisoner of said institution, who is and has been for over two months critically ill of typhoid fever. Deponent further avers that his imprisonment is and has been a source of constant and great worry to this patient, and is generally lessening his chance of recovery; that it is the opinion of this deponent that, unless he be liberated from prison promptly, he will lose his reason entirely and permanently, even if he should regain his physical vigor, which is very improbable.

Subscribed and sworn to before me this 8th day of January, 1904.

(Signed) L. R. HAZLETT.

(Seal) John C. CLARK,
Prothonotary.

The Board is also in receipt of the following letter from Dr. Hazlett, the above mentioned Jail Physician, under date of January 19, 1904:

"In regard to Mr. James McGrady, a prisoner in the Butler County Jail, would say that at the present time he is still suffering from effect of typhoid fever. His incarceration is still a cause of great worry to him, causing delirium and interfering with his convalescence.

"His future welfare demands his immediate release."

In further support of the ground for discharge as above set forth, the Board is in receipt of letters favoring the pardon of the applicant from the Reverends E. Drouenwett, J. Romelfanger, John S. McKee, P. D. Prugh, S. M. Mountz, O. N. Harnish, Daniel S. Walsh, Thomas

S. Barlow and I. S. Pollard; of a petition signed by the editors of all the newspapers published in the Borough of Butler; and also a petition, signed by 1132 citizens of Butler, earnestly appealing for the immediate pardon of this unfortunate man.

In view of the physical condition of the applicant, as shown by the evidence of the Jail Physician, and giving proper consideration to the letter of the Hon. Harry R. Wilson, the Trial Judge, the Board respectfully recommends that a pardon may now issue to the said James McGrady.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, January 20, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Quarter Sessions of the Peace for the County of Luzerne, at November Sessions, 1903, Eli Robinson was indicted for the crime of felonious wounding, aggravated assault and battery and assault and battery. He was convicted of aggravated assault and battery, and on February 4, 1903, was sentenced to pay a fine of $500, the costs of prosecution, and to imprisonment in the Luzerne county prison for the term of two years and six months.

The petitioner, Eli Robinson, a colored man 50 years of age, married, having a wife and two children, the oldest a girl of 16 years, a confirmed cripple, unable to work; the other thirteen years old; a resident of the city of Wilkes-Barre all his lifetime; a quiet, peaceable, law-abiding citizen; never before arrested or charged with crime of any kind. He was on the 16th day of October, 1902, and previous to that time, employed as a cook for the officers and men stationed at the Empire Coal Mine, guarding the coal mine there. At this time the strike among the anthracite coal miners was at its height; the feeling among the men employed around the mine was so bitter that on several occasions the applicant was stoned, and all kinds of vile names and abuse heaped upon him while returning to his home after the day's work. These attacks after a time became so threatening that he was obliged to remain within the stockade. On the 16th day of October, 1902, the applicant received notice that his brother's child was dead. He asked and received permission to visit his brother's house. After remaining some time at the home of his brother, he concluded to go to his own home to see his wife

and family. In order to do so he crossed the Public quare, and took a street car. While seated in the car he was noticed by the mob of strikers and their friends. The leader of the mob notified the conductor that Eli Robinson, a scab, was on the car, and that unless he was put off they would destroy the car. The conductor and motorman at once ejected Robinson from the car and into the hands of the mob. With a strength born of fear he forced his way through the crowd and ran into the office of the Postal Telegraph Company. The building was surrounded by the mob, yelling "Scab!" and "Kill the nigger!" and upon the arrival of the police officers the crowd was dispersed, and Robinson allowed to go. After he had gone about two squares a policeman overtook him, informing him that a man in the crowd, named James Snee, was cut with a knife, and that the applicant was accused of the crime, and that he carried weapons. He returned with the officer to the office of the telegraph company, where he was searched, no weapons being found. He was again searched at Police Headquarters, with the same result. He was locked up over night, and at the hearing next day a number of the leaders in the mob testified that Eli Robinson was the man who did the cutting. The same crew appeared before the grand jury. He has served almost eleven months of his sentence. The reasons presented in support of the application are as follows:

Did the petitioner, Eli Robinson, receive a fair trial before an impartial jury at the time and under the circumstances?

Eli Robinson with other men were employed guarding the Empire Coal Mine property during the great strike of 1902. The feeling between the striking coal miners and those employed in guarding the property was so bitter, and the prejudice against Eli Robinson, being a colored man, so intense, that his life was in danger every time he left the stockade.

Before and during the trial the same bitter feeling and prejudice against the applicant so outspoken, that it was impossible to secure a fair, unprejudiced and impartial trial.

The counsel retained to defend Robinson was engaged in the trial of another case when Robinson's case was called, and though he made application for a continuance, private counsel for the prosecution and the District Attorney insisted in going to trial. The counsel assigned to defend Robinson knew absolutely nothing about the facts in the case.

In additional support of the application the Board has been presented with the following letters: The Rev. Carter Wright, Pastor of the A. M. E. Church, writes: "It gives me great pleasure to say I have been acquainted with Mr. Eli Robinson personally for several years, and have found him to be a good, sober and industrious man, a kind father and a Christian, and to grant him a pardon will please his friends and neighbors, and it would be a charitable act."

From G. T. Matlack, M. D.: "I have attended Eli Robinson and his family for several years, and have always found them to be honest and respectable citizens."

From James H. Shea, Esq.: "Acting as private counsel for James Snee in the case of the Commonwealth vs. Eli Robinson, I am satisfied that under all the circumstances the prisoner, Eli Robinson, has been sufficiently punished for his crime."

The Warden and Commissioners of the Luzerne County Prison certify as follows: "Mr. Eli Robinson has been confined in this prison since February 4, 1903, and during the time of his incarceration he has conducted himself in a good, straightforward manner, at all times strictly observing the rules and regulations of the prison. That he has been one of our "trusties" for several months."

The Honorables Lorrie R. Holcomb and George J. Hartman join in the following letter: "I deem it not only a pleasure, but a duty I owe the poor old colored man, Eli Robinson, in asking your honorable body to recommend a pardon for him. He has suffered more than enough for the alleged crime. As a matter of fact, the prosecutor was in no way injured in person or in name."

Letters of similar import to the above are also presented from E. W. Marple, of the Lehigh & Wilkes-Barre Coal Company, from Wright, E. W. Drinker, J. W. Doran, and Thomas Cassidy.

The Board respectfully recommends, in view of the facts and circumstances above set forth, that a pardon may now issue to the said Eli Robinson.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department.
Board of Pardons,
Harrisburg, February 17, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Quarter Sessions of the Peace for the County of Philadelphia, at February Sessions, 1903, Edwin G. Nichols was indicted for the crime of larceny. On being arraigned he pleaded guilty to the charge, and on March 4, 1903, was sentenced by said Court to pay the costs of prosecution and to undergo imprisonment in the Eastern Penitentiary for the term of eighteen months.

The applicant, Edwin G. Nichols, is about thirty years of age. He was born and raised at Raleigh, North Carolina. His father is now, and has been for many years, United States Commissioner for the Eastern District of North Carolina, and was a member of the Fiftieth Congress. The applicant was well educated, and his early social environment was of the best. He came to Philadelphia about the year 1893, and became Treasurer of the Quaker City Mortar Company, then doing an extensive business. In this position he furnished a bond in the sum of $20,000 for the faithful performance of his duties. This position he held until 1896. Since that time he has held various positions, most of them having to do with the handling

of money. For the past few years he has been drinking rather heavily, and while following this course in 1903 he met his downfall. He was at the time employed by Shinn & Company, Incorporated.

The reasons presented in support of the application for a recommendation of pardon are as follows:

First. The applicant has always borne a good reputation.

Second. He held responsible positions of trust, and never before defaulted.

Third. He has a family consisting of a wife and three small children (the eldest four years old) depending upon him.

Fourth. His conduct as a prisoner has been that of the best.

The following letter is from the applicant's father:

"Raleigh, N. C., January 22, 1904.

"To the Honorable Board of Pardons of the State of Pennsylvania.

"Gentlemen: I address you on a matter which to you is one of mere routine business; to me it is one of the saddest I have ever had to perform during a busy life, both in public and private affairs.

I am a citizen of North Carolina and a resident of Raleigh, the capital of the State. I am now seventy years of age and have served my country as a member of the Fiftieth Congress, and during President Harrison's administration held an honorable and responsible position in the Treasury Department of the United States.

"I am now an old man and my earthly career is nearly spent. I am laboring under great grief and it is in the power of your Honorable body to remove a great burden from my sad life; and you only can do it.

"I have an only son. That son is a convict in the Eastern Penitentiary of your State.

When quite a young man he left home to seek his fortune in the great city of Philadelphia.. He then filled a number of positions and won the confidence and respect of his employers. (See letters) But like many other young men, thrown in promiscuous society, and being naturally of a social disposition, he yielded to the temptations of strong drink, and while under its influence he yielded to other temptations, and betrayed the trust that had been reposed in him by his employers, and took from them that which he had no right to take. For this I have no excuse to offer and can only plead the weakness of human nature.

"He was arrested, pleaded guilty and was sentenced to eighteen months' imprisonment. I have not before this sought his pardon, because, being and having been for many years a public officer myself, I recognize the majesty of the law and believe that crime should be punished. But there are often mitigating circumstances, and not infrequently cases where mercy may be shown, sorrow relieved, and reform effected.

In this spirit I appeal to you for mercy for my poor boy and I give you reasons for this appeal and beg that you will consider them.

First. The offense was his first and was committed after having been under the influence of intoxicating liquors for several weeks.

Second. He was truthful, pleaded guilty to the charge and made no resistance to the sentence.

Third. He has a wife and three small children who need his services.

Fourth. He has only about three months more to serve and the law ought to be satisfied.

Fifth. Should he fail to be pardoned he will come out a convict, and will for the balance of his life suffer under the stigma and be deprived of the exercise of citizenship.

Sixth. For the sake of those three little children who will have to suffer all their lives for the sins of an erring father.

Seventh. He is yet a young man, well educated, and if he can have the cloud removed may yet become a useful citizen.

Eighth. For the sake of an aged father and mother who are bowed down with grief over the weakness and sin of an erring son, that they may reclaim him and endeavor to make a good and useful citizen of him.

I could add other reasons, but fear to tire you. If pardoned, and I pray your kind consideration, I shall take him from your city to my own home and endeavor to make him a better man.

I send herewith papers and letters that I trust will help you in reaching a favorable conclusion.

I have endeavored to be as brief as possible in this appeal, and beg that you will hear my prayer in this sad appeal for an only but erring son. Very respectfully, JOHN NICHOLS.

In further support of the reasons for a recommendation of a pardon, the Board has been presented with the following letter from the Hon. G. Harry Davis, the Judge who presided at the trial of the case, and which letter was written to Mr. John Nichols, the father of the applicant:

"Court of Common Pleas No. 5,
Philadelphia, December 30, 1903.

"Mr. John Nichols, Raleigh, N. C.:

"My dear sir: Yours of the 22d inst. reaches me only upon my return to the office after having been spending Christmas out of the city.

"I have every desire to help you, and can sincerely sympathize with the feelings that you, as a father, must have over an erring son. I had some knowledge of him prior to the trial, and I only sentenced him as I thought the offense required. I sincerely hope that he has learned a lesson which will be of benefit to him in his future life, and I have no objection to his pardon. I believe in tempering justice with mercy, and if I have taught the son a lesson I would gladly join with the father in recommending a pardon that would allow the son to, in some measure at least, redeem the past and make more comfortable the declining days of the father. With respect, etc., (Signed) "G. HARRY DAVIS."

In further support of the application the Board is in receipt of a number of letters favoring a recommendation of pardon, among

these being letters from Shinn & Co., Inc., the prosecutor, and from Richard Norris, Robert McQuinn, Mark R. Hagner, the United Gas Improvement Company and Boericke & Tafel, former employers of the applicant.

In view of the facts and circumstances above outlined, giving especial weight to the letter of the trial Judge, the Hon. G. Harry Davis, and taking into consideration the fact that the term of the sentence is about to expire, and that the applicant is to remove from this State to that of North Carolina, the Board respectfully recommend that a pardon may now issue to the said Edwin G. Nichols.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, March 16, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Oyer and Terminer and General Jail Delivery in and for the County of Philadelphia, at April Sessions, 1892, Charles Elliott Purnell was indicted for the crime of burglary, on four bills of indictment. On being arraigned the prisoner pleaded guilty, and on April 26, 1892, was sentenced in the aggregate to pay a fine of 4 cents, the cost of prosecution, and to undergo imprisonment in the Eastern Penitentiary for the term of forty years.

The year 1892 was one of great financial and trade depression, and many cases of petty larceny and robbery occurred in and around Philadelphia. Many of these were the work of professional thieves, but some crimes were committed by novices, tempted thereto by lack of work. Charlss Elliott Purnell was discovered on April 20, 1892, leaving the house of Louisa De Bonneville, was arrested and there was found upon him a knife, a key and a pair of spectacles, the property of the said Louisa De Bonneville. Upon investigation it was found that Purnell had been engaged in other petty robberies, and four indictments were found against him, to all of which he pleaded guilty. His sentence amounted to forty years for the stealing of goods valued at $243. At the trial no evidence was offered as to the character of the prisoner. He did not communicate with any of his former employers or friends. His case was brought to the attention of Mr. Charles W. Potts, a well-known citizen, who had formerly known him. He knew that previously Purnell had not been a hardened criminal, and found that his conduct as a prisoner had been excellent. Thereupon Mr. Potts employed his private counsel to present to this Board the facts, and to ask that clemency might be extended to Purnell, promising that if a pardon were granted he

would take the prisoner into his employ and give him a chance to become once more an honest and industrious man.

The reasons presented in support of the application are as follows:

First. That prior to the commission of these offenses Purnell had borne a good character and had steady employment. That owing to the trade depression he lost his position, and, associating with evil companions, was led to the commission of crime.

Second. That since his incarceration he had proven himself a model prisoner.

Third. Upon the theory that the prisoner has been sufficiently punished, as a warning to evildoers.

Fourth. Upon the theory that his punishment was for his own correction and personal reformation, twelve years is a sufficient length of time in which to expiate his crime.

Fifth. That his punishment has already been great enough in proportion to his offense.

Sixth. That prior to the commission of this crime he had been steadily employed, and letters from his former employers indicate the value in which they held his services.

Seventh. Mr. Charles W. Potts, a gentleman who has known him for a long time, in case of the pardon being granted, offers to take him in his employ and give him a position whereby he can earn a livelihood and become a self-respecting citizen again.

In further support of the application there have been presented to the Board, and filed with the papers in the case, letters from Mr. Charles W. Potts, Mr. Thomas W. Dickson, Mr. John H. Watt, the cashier of the Bank of North America, and the Hon. Geo. S. Graham.

The letter from D. W. Bussinger, the Warden of the Eastern Penitentiary, reads as follows:

"Charles Elliott Purnell was, on April 26, 1892, sentenced to forty years' imprisonment.

"During his imprisonment here he has been a most exemplary prisoner, obeying all orders implicitly.

"Another thing very much in his favor is "That he has always been with the administration'—that is to say, he can always be depended on to take sides with the authorities, and in more instances than one has aided us.

"Trusting your efforts may be successful,

(Signed) "D. W. BUSSINGER, Warden."

In view of the facts and circumstances of the case, as above set forth, giving full consideration to the reasons presented, and especial weight to the letter of the Hon. George S. Graham, the Board is of the opinion that this is a case in which Executive clemency may properly be exercised, and do therefore recommend that a pardon may now issue to the said Charles Elliott Purnell.

FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, April 20, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Common Pleas for the County of Delaware, at December Sessions, 1902, Edward McConnell was indicted (jointly with one Archibald Campbell) for the crimes of assault and battery, aggravated assault and battery, and assault and battery with intent to kill, and with highway robbery.

The application for the pardon of Edward McConnell was filed April 11, 1904.

On the 15th day of November, 1902, the Chief of Police of the city of Chester, Delaware County, swore out a warrant, upon information, for the arrest of Archibald Campbell and Edward McConnell, charged with assault and battery, aggravated assault and battery, assault and battery with intent to kill, and highway robbery, on one William Flounders, on the night of the 14th of November, 1902. The defendants were arrested, and on December 1, 1902, the grand jury found true bills. On December 3, 1902, the defendants being arraigned, pleaded "not guilty," a motion for severance was filed and denied, and exceptions sealed and filed. The same day the trial was had, and the jury rendered a sealed verdict of guilty, and recommended the defendants to the mercy of the Court.

On December 4, 1902, the Court sentence each of the defendants to pay a fine of fifty dollars, the costs of prosecution, and to undergo imprisonment in the Eastern Penitentiary for a term of four years from that date.

The reasons presented in support of the application for a recommendation of pardon are as follows:

First. The applicant, Edward McConnell, was tried, together with one Archibald Campbell. The jury was of the impression that, both having been tried together, they could not convict one without convicting the other, nor acquit one without acquitting the other, as will appear from the statements made by the jury who tried the case.

Second. If the applicant, Edward McConnell, had been tried alone, as was desired by the said applicant, said applicant would have been acquitted.

Third. At the time of the arrest of the said applicant, Edward McConnell, he and a brother were the sole support of an aged mother, and since the imprisonment of Edward McConnell his brother has died.

The applicant avers that he is thirty-two years of age and has lived for a number of years in the city of Wilmington, Del.; that up to his arrest in the present case he was never charged with any offense; that on the 14th day of November, 1902, he became intoxicated, went to the city of Chester, visited a hotel in the southern end of that city, known as the Delaware House, at which place your applicant is informed a robbery was committed, and for which robbery the applicant was tried and convicted, unjustly, because the applicant avers that

he took no part in said assault and battery or robbery, and knew nothing about it..

The folowing letter from the Honorable Isaac Johnson, the trial Judge, is presented in further support of the application:

"Media, Del. Co., Pa.,
April 8, 1904.

"William C. Alexander, Esq.

"My dear sir: In answer to your request that I write the Board of Pardons favoring the granting of a pardon to Edward McConnell, would say that I do not care to write the Board.

"I well recall the case. The evidence against McConnell, while sufficient if the jury believed it, to warrant a conviction, was not strong. It was circumstantial, and it is possible that if he had been tried separately he would have been acquitted.

"The case was not strong against him, and I remember that quite an appeal was made at the time of the sentence to have his made lighter than Campbell's, with whom he was jointly indicted, on account of the alleged weakness of the case against him. I felt the force of this, but as they had been jointly convicted, concluded that I could not make any difference between them in their sentences.

"It is unfortunate that McConnell was not separately tried. Yours very truly, (Signed) ISAAC JOHNSON.

There has also been presented to the Board a petition, signed by many of the citizens of Wilmington, Delaware, recommending the pardon of the applicant by the Governor, and asserting that such action will be indorsed by the people of that city.

The Board of Pardons is also in receipt of the following letter from William Leary, Chief of Police of Chester:

"I am the Chief of Police of the City of Chester, which position I also held on November 14, 1902. I was prosecutor in the case of the Commonwealth against Archibald Campbell and Edward McConnell. I remember the facts circumstances and the evidence in the case distinctly. It was my belief after hearing the evidence in the case that if Edward McConnell was present when the robbery was done he had nothing whatever to do with it. There was practically no evidence whatever to connect him with the robbery, and I am convinced that had he been tried alone he would have been acquitted. My opinion is, and always has been, that McConnell's misfortune at that time was that he was intoxicated and got into bad company. McConnell was arrested a short time after the crime was committed. He had no money whatever in his clothes. I think McConnell has received ample punishment, and believe that if you favorably consider his application it will meet the approval of this community.

(Signed) WILLIAM LEARY,
Chief of Police.

In addition there have been filed with the Board the depositions of two of the trial jurors, and letters from six other members of the jury. The deposition of William C. Devoe is as follows:

"I was a member of the jury which tried Edward McConnell. I think Mr. McConnell would have been acquitted had he been tried alone. If we were to judge one from the other, I am sure the evi-

dence seemed very weak against Mr. McConnell. After the jury was out a certain length of time a question arose whether we could acquit one without acquitting the other, and, it being too late to get information, decided that, both being tried together, taking chances one with the other, the jury decided in that way—that if Mr. McConnell was taking his chances with the other man he would have to receive the same verdict. We thought the other man guilty, and in order to convict him we had to convict McConnell. The jury agreed at 11 o'clock p. m.

The deposition of T. Dawson Cooper, a trial juror, is as follows:

"The jury was under the impression that they could not convict one without convicting the other. The evidence against McConnell was very light. We recommended them to the mercy of the Court, thinking McConnell would get discharged, as we recommended then for the advantage of McConnell. If Mr. McConnell had been tried alone he would not have been convicted. As regards the other party, we would not have recommended him to the mercy of the Court."

The letters from the six other trial jurors are similar in tenor to the depositions above quoted, and in each of them the writer expresses the desire that the applicant may be pardoned.

In view of the above facts and circumstances, the Board is of the opinion that this is a worthy case for the exercise of clemency, and therefore respectfully recommends that a pardon may now issue to the said Edward McConnell.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal ffairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, April 20, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Quarter Sessions of the Peace in and for the County of Philadelphia to November Sessions 1903, No. 746, James Scott was indicted on the charge of selling liquor without a license, and on December 15, 1903, entered a plea of guilty, and on the same day was sentenced by the Court to pay a fine of five hundred dollars to the Commonwealth and undergo an imprisonment of nine months in the County Prison.

The applicant is thirty-one years of age. He was born and raised in Chambersburg, is a member of a good family, and previous to his removal from that town enjoyed a good reputation. He removed to Philadelphia in 1899, where he became engaged in different occupa-

tions, finally serving as steward of the Athletic Club. It was while he was engaged as steward of this club that the offense was committed for which he is now imprisoned. His term of imprisonment is to be computed from the date of his commitment, which was November 16, 1903, so that more than five months, or considerably more than one-half of the term, has elapsed.

Among the reasons presented in support of the application for pardon is the serious illness and probable death of the applicant if continued in confinement.

The testimonials and letters submitted to the Board and filed with the papers fully substantiate and sustain each of the reasons alleged.

The Judge who tried the case, Hon. Robert Von Moschzisker, writes, under date of April 5, 1904:

"In the matter of the petition of James Scott to your Honorable Board, I beg to say that if the facts are shown as stated therein I know no reason why the case should not be favorably considered if it should be so deemed wise by yourselves. As I remember the case, it was not an aggravated one in any sense.

The physician at the Philadelphia County Prison, Dr. Benj. F. Butcher, writes:

"This is to certify that James Scott, an inmate of this institution, who was sentenced December 15, 1903, to a term of nine months for selling liquor without a license, is now suffering with phthisis pulmonalis, and has had several hemorrhages.

"I consider him to be in a critical condition, and if allowed to remain in prison I doubt if he will live his time out."

"In view of all the facts and circumstances attending this case, as developed at the hearing and appearing on the record, the Board respectfully recommends that a pardon may now issue to the said James Scott.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal ffairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, May 18, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Quarter Sessions of the Peace in and for the County of Fayette, at June Sessions, 1903, Kate Johns was indicted for the crime of maintaining a bawdy house. The defendant was tried and convicted at the same term, and was on July 30, 1903, sentenced to pay a fine of $500, the costs of prosecution, and to

undergo imprisonment in the Allegheny County Workhouse for the term of one year and six months.

Kate Johns is a young woman of twenty-five years, the daughter of Thomas J. and Bell Johns, of Georges Township, Fayette County, where she lived up until some seven years ago, when she left her home and went to Uniontown to work at dressmaking and to live with an aunt. She was then a country girl of eighteen years and unacquainted with the ways of the world. She fell into bad company, and under bad influences was soon led from the path of virtue. Five years ago she gave birth to an illegitimate child, the father of which abandoned her to her disgrace, shame and suffering. She continued to support herself and child as best she could, and, being reduced to destitute circumstances, she offended against law by further surrendering her virtue as a source of support. She is a woman of prepossessing appearance and of more than average intelligence, and was reared in a Christian home by respectable and substantial parents, who are now anxious she should return to them and live a decent and virtuous life.

The reasons presented in support of the application for pardon are as follows:

First. In her arrest, trial, conviction and sentence the law has been upheld and its purpose fully served.

Second. She desires to live a better life, and reformation is more likely to follow now than after hope has been crushed out by imprisonment.

Third. Her downfall, of which her arrest and conviction was but a sequence, was only an act of youthful indiscretion, for which older and stronger ones were alone responsible, and these have gone unpunished while she bears her shame and suffering alone.

Fourth. She will return to the home of her parents, where she will be surrounded by Christian influences and helped to live a life of respectability and usefulness.

Fifth. Her parents have agreed to take her home and give her a home with them, and to help her in every way to make reparation for her past life and to walk in the pathway of virtue.

Sixth. The ends of justice have been fully met, the law has been vindicated, and reformation will be far more likely to follow the Christian influence of her home than among the criminals confined in the Allegheny County Workhouse.

Seventh. Taking into consideration all the circumstances surrounding her misfortune, clemency would seem but an act of simple justice.

The application for pardon is further supported by a petition for the pardon of the applicant, signed by the following:

Peter E. Sheppard, Prothonotary and Clerk Q. S., and O. T. Logan Rush, Register and Recorder; John Boyle, Justice of the Peace; John N. Dawson, Justice of the Peace; R. A. McClean, County Treasurer; Walter E. Titlow, Mercantile Appraiser; B. B. Howell, Assistant Cashier National Bank Fayette Co.; S. M. Graham, Treasurer Fayette Title and Trust Co.; Samuel E. Froch, Sheriff; A. D. Boyd, Attorney-at-Law; William McClelland, Clerk to Prothonotary; John A. Sitman, Deputy Sheriff; M. E. Townsend, Commissioner; A. J. Stentz, Commissioner; C. M. Fee, Constable; O. G. Chick, Commissioners' Clerk; J. C. Work, Attorney-at-Law.

The Board is also in receipt of the following letter from the Hon. Edmund H. Reppert, the trial Judge:

"Uniontown, Pa., May 9, 1904.

"To the Honorable, the Members of the Board of Pardon, Harrisburg, Pa.:

"Gentlemen: The parents of this young woman have a comfortable home and possess the respect and esteem of the community in which they reside. Their daughter, at a critical time in her life, came under evil influences. It is quite possible that the father and mother did not know the danger in which she stood. There is reason to believe that, in fact, they were thrown off their guard as to her associates and companions.

"After she was sentenced an appeal was taken, which was subsequently abandoned. If, before the expiration of the term at which she was sentenced, the pledges now made in her behalf and by her had been made to the Court, sentence would have been deferred so long as those promises were observed in good faith.

"Under all the circumstances we hope your Honorable Board may see its way clear to give these parents an opportunity to reclaim their child. Yours very respectfully,

(Signed) "EDMUND H. REPPERT."

The Board is also in receipt of the following letter from Alfred E. Jones, Esq., the District Attorney who prosecuted the case:

"In this matter, considering the age, experience, past environment of this woman, and her proposed future plans, clemency toward her would probably be advisable.

"I therefore concur in all that may be said in her behalf."

The Board is also in receipt of the following letter from the Hon. R. E. Umbel, Judge in the Fourteenth Judicial District:

"Uniontown, Pa., May 16, 1904.

Gentlemen: I am, and for several years have been, aqcuainted with Kate Johns and her people. I have read the letters of the defendant, her father, and of Judge Reppert in this case, and I endorse and approve what they say, and confidently believe that mercy at this point toward this defendant will serve a righteous and just purpose, and will be the means of restoring her to a home and household where she will be subject to influences of a character quite different from those that have been responsible for her past trouble."

The letter of Kate Johns to the Board is as follows:

"Gentlemen: It is my purpose, and I hereby agree, in case I am granted a pardon, to go home to my parents, and in the future make my home with them. I will endeavor to live a life of respectability and to forsake the ways of sin and vice. Under the influence of my own home I feel sure there will be nothing objectionable in my future life. I ask an opportunity to make of myself a better woman, and respectfully pray you will deal mercifully with me and extend clemency."

In view of the facts and circumstances as above set forth, and giving especial weight to the letters of the Judges and the District Attorney, the Board respectfully recommends that a pardon may now issue to the said Kate Johns.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, May 26, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Quarter Sessions of the Peace for the County of Allegheny, of December Sessions, 1902, Henry B. Wenzel was indicted for selling liquor without a license. The defendant was tried and convicted, and on June 1, 1903, was sentenced to pay a fine of $500, the costs of prosecution, and to undergo imprisonment in the Allegheny County Workhouse for a period of three months.

An appeal was taken to the Supreme Court, and on March 24, 1904, the judgment of the lower court was affirmed. On April 24, 1904, imprisonment began. On May 9, 1904, application for pardon was filed.

On and prior to the 18th day of November, 1902, Harry B. Wenzel was the proprietor of a small restaurant and tobacco store in Penn Township, Allegheny County, at which he sold tobacco, cigars, oysters, sandwiches, ham, cheese, milk, pop and other "soft drinks," and a beverage called "Rikk." He had no license to sell liquor, and he had no intention of selling anything as a beverage except what was commonly known as "soft drinks," and did not propose to sell anything that contained alcohol, or that was intoxicating in the slightest degree. The testimony shows that the applicant sold this beverage known as "Rikk" under the belief that it was a non-alcoholic "soft drink." The evidence as to the percentage of alcohol contained in the beverage varied from 87-100 of 1 per cent. to 4 89-100.

Pending the appeal to the Supreme Court, the applicant went to California, where he entered the services of the Pacific Coast Pipe Line Company in the capacity of telegraph operator. While there, on duty, he was greatly injured by an explosion of gasoline, carelessly thrown into a stove by another employe, who supposed the vessel contained kerosene oil. The other employe was burned to death and Mr. Wenzel was so badly burned that he had to undergo treatment in the hospital for a period of two months.

The reasons presented in support of the application for a recommendation of pardon are as follows:

First. That there was no moral guilt on the part of the applicant,

he having no knowledge that the beverage, "Rikk," contained alcohol.

Second. That the applicant was only technically guilty of a violation of the law. The Court imposed the minimum penalty of the law; the penal provision of the statute being mandatory and the Court having no authority to suspend sentence.

Third. The exemplary conduct of the prisoner since his conviction.

Fourth. His financial inability to pay the fine imposed by the Court, neither he nor his relatives having means with which to pay the fine imposed.

Fifth. His present physical condition, resulting from injuries received in the explosion of gasoline.

Sixth. His previous good record, he never before having been charged with any violation of the law, and being a member of a highly respectable family.

The Board is in receipt of the following letter from the Hon. John D. Shafer, the trial Judge:

"Pittsburgh, May 24, 1904.

"To the Honorable, the Board of Pardons:

"I am in receipt of a letter of May 18, 1904, in regard to the application of Harry B. Wenzel, which has only to-day come to hand, as I have been out of the city.

"In reply I take pleasure in saying that I believe the application is a meritorious one. The young man was properly found guilty, but he was not keeping a "speak-easy," but was selling a drink which those who furnished to him insisted was a "soft" drink, and that without concealment.

I would respectfully recommend a pardon in this case. Yours very truly, "JOHN D. SHAFER."

The Board is also in receipt of several letters from reputable business men, testifying to the good character of the applicant.

In view of the facts and circumstances set forth, and giving especial consideration and weight to the letter of Judge Shafer, the Board respectfully recommends that a pardon may now issue to the said Harry B. Wenzel.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, June 15, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Quarter Sessions of the Peace in and for the County of Luzerne, at April Sessions, 1904, Thomas Hoolihan was

indicted for keeping a tippling house. The defendant was tried and convicted, and on May 7, 1904, was sentenced to pay a fine of $500, the costs of prosecution, and to undergo imprisonment in the Luzerne County Prison for the term of three months.

Thomas Hoolihan, the applicant, is about thirty years of age, and has been a resident of Pittston since his birth. At the time of his arrest he was employed as a bartender for E. A. Conners, who was granted a restaurant license in March, 1903, for No. 108 South Main street, Pittston. No. 108 is one of three storerooms in the three-story building situated on South Main street, Pittston, and at the time of the granting of the license aforesaid was occupied as a pharmacy. The two other storerooms in said building are numbered respectively 110 and 112. Subsequently to the granting and taking out of the license, the occupant of No. 108 refused to give up the premises, claiming that his lease had not expired. Connors then sought the advice of counsel as to whether it would be lawful for him to conduct his restaurant business at No. 112, one of the other storerooms in said building, and he was informed by his counsel that it would be no violation of the law to conduct the business at No. 112. Connors informed Hoolihan of the advice he had received from his counsel, and Hoolihan, not being aware of any wrong on his part, continued in the employ of Connors as bartender at No. 112 until the time of his arrest. As appears by the abstract of record filed, Hoolihan and Connors were arrested, charged with keeping a tippling house, and were jointly tried. Under the direction of the Court Connors was found not guilty, but the case against Hoolihan was submitted to the jury, which found him guilty as charged.

The reasons upon which the application for a recommendation of pardon is based are as follows:

First. Mr. Hoolihan was employed as a bartender for E. A. Connors, who was granted a restaurant license for 108 South Main street, and 108 South Main street being one of three storerooms, the others being 110 and 112, Connors and Hoolihan were both informed by Connors' counsel that as Nos. 108, 110 and 112 were all under one roof, they could lawfully sell liquor in No. 112. Acting upon this advice, Connors proceeded to sell at No. 112, Hoolihan acting as bartender for him.

Second. That the applicant has been sufficiently punished, and the interests of public justice will not be prejudiced by his pardon.

The Board is in receipt of the following letter from the Hon. H. W. Palmer:

"Wilkes-Barre, June 14, 1904.

"To the Board of Pardons:

"Gentlemen: It seems to me that the crime of which Thomas Hoolihan was convicted was merely technical, as I understand the case. He had a license to sell liquor at one number, and he sold at another practically under the same roof and in the same block, with about 1000 places in Luzerne County selling without license unmolested, it seem rather absurd to imprison a man who has actually received a license and paid for the privilege of selling.

"I recommend his pardon. Respectfully,

(Signed) "H. W. PALMER."

The Board has also been presented with a petition signed by all the trial jurors, praying that the applicant may be pardoned.

The Board is also in the possession of a petition, numerously signed by business and professional men of Wilkes-Barre, requesting that a pardon may be granted Hoolihan, and saying "That we are well acquainted with him and have known him intimately for a long time; that he is a young man of good character and has always borne an excellent reputation for honesty, industry and sobriety; that we have known him to be a law-abiding citizen who has, with this one exception, conducted the business in which he was engaged in strict conformity with law, and that he was advised by counsel that his was not a violation of law.

In view of the facts and circumstances of the case, as above presented, the Board respectfully recommends that a pardon may now issue to the said Thomas Hoolihan.

ISAAC B. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, June 15, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Oyer and Terminer and General Jail Delivery for the County of Delaware, at December Sessions, 1903, Harry Fetters was indicted for larceny and receiving stolen goods. On being arraigned the defendant pleaded guilty, and on December 11, 1903, was remanded to the care and custody of the Managers of the Huntingdon Industrial Reformatory.

The applicant, Harry Fetters, was employed by the Philadelphia & West Chester Traction Company, during a portion of the year, as a conductor on their cars. At the time of his employment he was seventeen years of age. In November, 1903, a warrant was sworn out for his arrest by F. C. Davis, Superintendent of the Traction Company, charging him with embezzlement and larceny of money collected by him as fares. He pleaded guilty under the assurance and promise of the prosecutor and prosecuting attorney that they would ask the Court for a light sentence, not exceeding three months.

The reasons upon which the application for pardon is based are as follows:

First. That the said Harry Fetters being a boy, 17 years of age, and having been employed by the Philadelphia & West Chester Trac

tion Company as conductor, along with older and experienced hands, had temptations unnecessarily placed in his way, and should not be held and punished as severely as older and stronger-minded persons.

Second. That at the trial of the case the said Fetters was not represented by counsel, but the prosecutor and prosecuting attorney informed and assured him that if he would plead guilty of the charge of embezzlement they would ask for a light sentence, not exceeding three months, and that in pursuance of said assurance he pleaded guilty, and was sentenced by the Court to the Huntingdon Reformatory.

Third. That at the time of the trial the prosecutor and the prosecuting attorney were not cognizant of the rule of the Reformatory that persons committed thereto would not be discharged therefrom until after thirteen months or more; and that, having been already confined for more than six months, he has been sufficiently punished.

Fourth. That the parents of the said Harry Fetters are willing and desirous to have the care and custody of their son, and the future welfare of the boy will be better provided for under the care, love and affection of his parents than it can be in his present environment.

The Board is in receipt of a petition signed by sixty-two of the residents of Ardmore, asking that a pardon be recommended by the Board, and representing that they are well acquainted with the applicant, who has lived in Ardmore and its vicinity all his life and has always borne the very best of reputation; that he is a mere boy, who has never known crime, and that he was led astray by older companions; that his parents are well known to the petitioners and are highly respected citizens.

The Board is also in receipt of the following letter from the Hon. William I. Schaffer, the attorney of the Traction Company:

"Chester, Pa., May 16, 1904.

"To the Board of Pardons:

"Gentlemen: In the matter of the application of Harry Fetters for a pardon I desire to say that I was attorney for the Philadelphia & West Chester Traction Company, the prosecutor of the charge on which he was convicted, and represented it before the Court. The defendant was employed by the Traction Company as a conductor, and was convicted of misappropriating moneys belonging to it.

"The understanding at the time of the trial was that if he would plead guilty to the charge of embezzlement the Court would be asked to give him a light sentence, not exceeding three months. Representing the prosecution, I acquiesced in this. The Court, however, sentenced him to the Huntingdon Reformatory, without, as I believe, being cognizant of the rule of the institution, as I was not, that no one can be discharged from there until after a period of thirteen months following commitment.

"Under these circumstances I feel that it is due to this defendant that I should intercede with your honorable body in his behalf for a pardon. He is a boy, about seventeen years of age, and under the terms of his plea of guilty would now have been discharged from jail if he had been sentenced to the term of imprisonment which I would have agreed to.

"A pardon at your hands will meet with the approval of the prosecuting company. Yours very truly,

(Signed) "WM. I. SCHAFFER."

In view of the facts and circumstances above detailed, the Board is of the opinion that the applicant has been sufficiently punished for the offense to which he pleaded guilty, and therefore respectfully recommend that a pardon may now issue to the said Harry Fetters.

WILLIAM M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, June 15, 1904.

His Excellency, Samuel W. Pennypacker, Governor.

Sir: In the Court of Quarter Sessions of the Peace in and for the County of Venango, at August Sessions, 1903, John Murray was indicted for larceny. The case was certified to the Court of Oyer and Terminer, and the prisoner was duly arraigned and convicted, and on the 28th day of August, 1903, was sentenced to pay a fine of $1.00, the costs of prosecution, and to imprisonment in the Western Penitentiary for a period of two years.

The case of the Commonwealth rested practically upon the testimony of Dora Cubbon, the prosecutrix. It appears that upon the 11th day of July last, about half-past seven, p. m., and before sundown, she was traveling along Plumer Road, in Oil City, with the purpose of visiting her sister, who resided about two miles out of town, when she was accosted by the defendant. The prosecutrix ran and gave alarm, and in so dong fell down. When she got up, she alleges, the defendant took her in his arms, but she resisted and he let her go. As she ran her purse dropped and her hat fell off in the road. The defendant stopped her, and, as the prosecutrix says, looked as if he thought she would come back for her purse and hat. She continued to run, however, and the defendant picked up the purse and went into the woods. The purse contained a small amount of money (about $4.00) and a pair of spectacles. The jury acquitted the applicant of everything charged in the indictment except simple larceny. The applicant is a moulder by trade; will be twenty-five years old in January, 1904; was born in Oil City. He has a wife and three children. He was never before arrested, and was steady and industrious in his habits, and only in rare instances became intoxicated with drink.

The reasons upon which the application for pardon is based are as follows:

First. The sentence was unjustifiably excessive for the reasons, inter alia:

(a) That the verdict eliminated all question of outrage or violence upon the person of the prosecutrix, and simply found the defendant guilty of the common larceny of property, which did not exceed $9.00 in value.

(b) That all the credible facts and inferences in the case indicate that the defendant was strongly under the influence of liquor and was not actuated by the mind of a common thief.

(c) That the offense for which the defendant was found guilty was his first offense; and, taking into consideration all the apparent and credible facts and circumstances, the defendant was clearly entitled to a merciful sentence, instead of the unnecessarily severe one imposed.

In further support of the application, the Board has been presented with letters recommending a pardon from the following:

Dora Cubbon, Prosecutrix; Patrick C. Boyle, President The Oil City Derrick; the Rev. Peter J. Sheridan, pastor St. Joseph's Church; W. H. Longwell, postmaster; D. J. Geary, President Citizens' Traction Company; T. F. Savage, Prudential Insurance Company; J. F. Westinghouse, Erie Railway Company; John F. Hughes, Yardmaster Pennsylvania Railroad Company; Thomas B. Fornoff, provisions; C. H. Weaver, manufacturer; Frank D. McCue, plumbing; Max Jacobs, clothing; Saltzman Brothers, brewers; W. W. Maxwell, Councilman; Caldwell & Borland, lumber, all of Oil City, and from many others.

We quote from the letter of the Prosecutrix, as follows:

"To the Board of Pardons:

"If you gentlemen of the Board of Pardons wish to pardon John Murray at the request of some of the citizens of Oil City, I will not object to your doing so. I am the person on whomthe offense was committed; but, believing that he is heartily sorry, and believing he will not commit such an offense again, I am willing he should be released from the Western Penitentiary.

(Signed) "DORA CUBBON."

The Board is also in receipt of the following letter from Major General Charles Miller:

"Franklin, Pa., Jan. 12, 1904.

Board of Pardons, Harrisburg, Pa.:

"Gentlemen: I am greatly interested in the case of John Murray, who was sentenced to the penitentiary from this county on August 28, 1903, for the term of two years, for having committed common larceny of property. The facts and circumstances surrounding this case are familiar to me, and I have no hesitancy in saying that I think the sentence was entirely too severe, and that Mr. Murray has already been punished more severly than he deserved. From my knowledge of the facts and circumstances of the case I am satisfied

that Mr. Murray, at the time of committing the offense, was not actuated with the mind of a common thief, and, taking into consideration the fact that the value of the property he took, did not exceed $9.00, and that it was the first offense he ever committed, and that his reputation as a good citizen had not been before questioned, I think it was an outrage upon justice to sentence him to the penitentiary at all. I therefore join with others in the urging of your Honorable Board to recommend a pardon for Mr. Murray and have him released from the penitentiary just as soon as possible. Yours very truly,

(Signed) "CHARLES MILLER."

From a letter written the Board by the Rev. Peter J. Sheridan, V. G., we quote:

"I would deem it a personal and esteemed favor if your honored body would favorably consider the application for pardon made on behalf of John Murray. He has already been incarcerated for eleven months, and owing to the necessities of his family, and the fact that he was a young man and that this was his first offense. I have taken the liberty to address you on his behalf, and hope you will give a lenient ear to my appeal. Kindly consider his case, and in the doing of which an act of kindness and charity shall be done to his wife and little ones.

From a letter written to the Board by Patrick C. Boyle, the President of "The Oil City Derrick," we quote:

The general impression among our citizens is that his sentence of two years in the penitentiary is excessive, and in view of his former good character and the small amount of stolen property taken while he was under the influence of drink, his sentence ought to be reduced. Murray has a wife and three children who need his care and attention, and I feel assured that a reduction of his sentence will temper justice with mercy and detract nothing from the law or good citizenship.

In view of the facts and circumstances above set forth, the Board is of the opinion that this is a proper case for the exercise of executive clemency, and therefore respectfully recommends that a pardon may now issue to the said John Murray.

WM. M. BROWN.
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B.BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, June 24, 1904.

His Excellency Samuel W. Pennypacker, Governor.

Sir: In the court of oyer and terminer in and for the county of

Lackawanna, at February term, 1903, James Lake was indicated for murder and manslaughter. On the 13th day of April, 1903, the defendant was placed on trail and was convicted of the crime of manslaughter, and on the 18th day of April, 1903, he was sentenced to undergo imprisonment for the term of two years in the Lackawanna county jail.

On the 3rd day of December, 1902, James Lake, the applicant, was twenty years of age, and lived with his parents at Marshwood in the county of Lackawanna. He was employed by the Moosic Mountain Coal Company as night fireman and engineer. The engine-room in which he worked was situated at a lonely place in the mountains. About six o'clock on the night of December 3rd, while engaged in hoisting men out of the shaft, a man named Thomas Allen came into the engine room, and was both drunk and very angry. Lake was engaged at the time in operating the hoisting apparatus. An Italian standing closes by Lake was struck by Allen and was knocked down. On the rising of the Italian the action was repeated. Lake remonstrated with Allen, and ordered him to leave the engine-room. Allen then struck Lake in the face several times, and Lake did his best to remove him from the engine-room. Lake finally succeeded in getting Allen out of the engine-room, and in the scuffle outside of the engine-room door, Lake's suspender caught in the latch of the door, when Allen got hold of him and was severely beating him and using violent and threatening language. Lake lost footing while fastened to the latch of the door, and was beaten by Allen severely. Lake several times requested Allen to let him alone and to quit beating him, and finally told him that he would shoot. Allen continued his assault, and Lake shot with a view of scaring him. This did not stop Allen, and Lake shot again for the same purpose. The third time, however, Lake feared that his life was in danger, and in self-defense he shot Allen. Allen and Lake were acquaintances, but had never before had any trouble between them. On the trial established an excellent reputation by a large number of witnesses.

The reason presented in support of the application for a recommendation of pardon are as follows:

1. That under the evidence in the case the defendant should have been acquitted by the jury.

2. The evidence in the case was to the effect that the defendant was a young man of excellent reputation, and even though he was convicted, a sentence of one year would have been sufficient punishment under all the circumstances of the case.

3. Having served one year of his term, he has been sufficiently punished for the offense for which he was convicted, and ought to be pardoned.

4. That the petitions of citizens and jurors, and the letters from citizens are sufficient to insure his pardon.

The Board is in receipt of the following letter from the Hon. E. C. Newcomb, the trial judge:

Scranton, Pa., June 16, 1904.

To the Board of Pardons, Harrisburg, Pa.

Gentlemen: I have been asked to give you my views touching the application of James Lake for Pardon.

While the verdict was right, yet public sentiment would have approved an acquittal, for the same reason that it would approve executive clemency at this time.

Lake's forebearance and patience had been tried to the breaking point, but the circumstances fell just short of the necessity to take life. Considering the responsibility of his employment in his charge of the hoisting apparatus by which he was takng the men out of the mine when the deceased intruded upon the scene, the disposition for mischief which Allen persistently manifested, the remoteness of the place from the ordinary sources of help, or the services of an officer, the resistance met with in Lake's attempt to get Allen out of the engine-house, the disadvantage at which he was placed by his clothing becoming caught on the ratchet when he got Allen to the door, thus exposing him to unavoidable punishment, and the failure of the first shots to frighten Allen off,constituted a severe test of the defendant's forebearance which inclines me to recommend clemency, especially in view of his manly behavior in coming to the city unattended except by his aged father to surrender himself to the sheriff and of his demeanor in court.

Very truly yours,

(Signed)

E. C. NEWCOMB, A. L. J.

William R. Lewis, Esq., the district attorney, writes the Board as follows:

Gentlemen: In the matter of the application for the pardon of James Lake, I make the following statement: I have no hesitation in saying that the defendant in this case was provoked almost beyond measure when he shot and killed Allen. At the time of the killing Lake was engaged in the pursuit of his ordinary occupation, that of hoisting-engineer at one of the mines. While attending to his duties he was annoyed by the deceased, Allen. I am satisfied that there was no criminal intent upon the part of Lake to murder Allen. I have been reliably informed that Lake was a young man of excellent character and reputation. I believe that he is entitled to clemency.

Respectfully yours,

(Signed)

WM. R. LEWIS.

Numerous letters and petitions are filed with the papers in the case

In view of all the facts and circumstances of the case, paying especial heed to the letters of the trial judge and the district attorney, the Board respectfully recommends that a pardon may now issue to the said James Lake.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B.BROWN,
Secretary of Internal Affairs.

Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, August 10, 1904.

His Excellency Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace for the county of Philadelphia, at January sessions, 1904, Bertha Thompson and Martha Schoen were indicted under two bills for keeping a disorderly house, keeping a bawdy house, and frequenting a bawdy house, were convicted, and on February 10, 1904, were sentenced to pay a fine of $500.00 each, the costs of prosecution, and to imprisonment in the county prison for the term of six months.

The petitions of Bertha Thompson and Martha Schoen to the Board of Pardons respectfully represents:

That they were jointly indicted upon two bills of indictment; that after conviction they were sentenced as will be seen by reference to the endorsements on the bills of indicment; that the other defendants upon said indictments were separately tried and received sentences varying from 35 to 45 days each, and in one instance a fine of ten dollars, and in the other instance no fine was imposed. They were all convicted upon the same evidence given by the same witnesses. The question as to whether a frequenter or inmate of a bawdy house could be convicted was one about which the Judiciary of Philadelphia deferred, and for the purpose of having the question settled definitely the cases of your petitioners were appealed to the superior court, with the result that the convictions and sentences of the lower court were confirmed.

Your petitioners further represent that while it is true they have suffered from said affirmation of the conviction and sentence of the lower court, yet by their appeal a much vexed question has been settled and the commonwealth materially aided and assisted in the trial of such cases; that in view of that fact, together with facts that appear upon the record that their sentences were inequitable and unjust when compared with the sentences of the other defendants, together with the further fact that in a majority of cases the courts have neither imposed a sentence not exceeding thirty days or, on proof that the party had given up such a life, discharged them under a suspension of sentence; so, therefore, in accordance with the letters hereto attached, showing that one of these defendants is to be taken home to New York by her mother, and that the other is about to be married, and that they have served the same length of time as the other defendants, they ask from the hands of this Honorable Board a recommendation for executive clemency.

In support of the application, the Board is in receipt of the following letter from the Hon. W. W. Wiltbank, the trial judge:

Philadelphia, June 28, 1904.

To the Honorable the Board of Pardons:

The term of imprisonment imposed by the sentence in the cases of the defendants Schoen and Thompson, upon conviction

upon two bills of indictment, should be served out by them under ordinary circumstances; but, in my opinion, it might well be taken into consideration that the defendant Schoen is of respectable parentage and that her father and mother will, immediately upon release, take her to their home for protection and guidance; and the defendant Thompson, according to the assurances given her counsel by one Barrett, will marry a respectable person upon liberation.

If the changes for the better thus indicated in the circumstances of these two defendants may be regarded as resonably certain, I should interpose no objection whatever to their immediate pardon.

(Signed)

W. W. WILTBANK.

I heartily concur in the above

(Signed)

JOSEPH H. TAULANE,
Assistant District Attorney.

July 5, 1904.

In view of the facts and circumstances as above outlined, and giving especial weight to the recommendation of the trial judge and its endorsement by the assistant district attorney, the Board respectifully recommends that pardons may now issue to the said Martha Schoen and Bertha Thompson.

WM. M. BROWN.
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, September 23, 1904.

His Excellency Samuel W. Pennypacker, Governor.

Sir: In the court of oyer and terminer and general jail delivery for the county of Fayette, at December term, 1903, Howard R. Bitting was indicted for the crimes of larceny and receiving stolen goods on being arrainged by advice of council he pleaded guilty to the second count in the bill of indictment, and a nolle prosequi was entered as to the first count. The defendant was sentenced to pay a fine of six cents, the costs of prosecution, and to be committed to the Pennsylvania Industrial Reformatory at Huntingdon.

The applicant, Howard R. Bitting, is about twenty-six years of age, and is a son of Jared D. Bitting, of Washington,D.C., where he has lived all his life. For several years prior to his arrest he had been runnning on the B. & O. as a United States Express Company guard. Enroute he met a young man by the name of L. J. Blough,

an Express Messenger, and frequentlly assisted him with his work. In return for this assistance Blough gave him a number of small presents, most of which he had at his home in Washington. The U. S. Express Company traced the theft of a large amount of express goods to Blough, who made a confession implicating Bitting. The officers found some of the stolen property at Bitting's home in Washington, being the gifts given him by Blough. Bitting was arrested and indicted upon Blough's confession.

The reasons presented in support of the application for a recommendation of pardon are as follows:

1. The applicant was unjustly accused of crime and is now improperly imprisoned upon the false confession of a co-defendant.
2. The accusation against him was based solely upon the confession of L. J. Blough, a co-defendant, which confession the said Blough afterwards admitted, under oath lawfully administered in a judicial proceeding, to be false
3. Without the confession of Blough there was not one word of testimony against the defendant.
4. The applicant denied his guilt to the end, but entered his plea upon advice of counsel as the best way out of what seemed to be a hopeless case.
5. In June, 1904, after Bitting had been sentenced, upon the trial of another co-defendant Blough repudiated his confession false.
6. Bitting's reputation up until the time this charge was preferred against him, was of the very best. He had held many positions of trust and his responsibility and his character was above suspicion.
7. His father and mother, aged seventy-five years, reside in the City of Washington, and depend exclusively upon the applicant for support. They have been and are now in destitute circumstances.

In further support of the application, the Board is in receipt of the following letter from the Hon. R. E. Umbel, the trial judge.

Uniontown, Pa., Septemeber 22, 1904.

To the Pardon Board, Harrisburg, Pa.

Gentlemen: I join in request for pardon of Howard R. Bitting now confined in Pennsylvania Industrial Reformatory on charge of receiving stolen goods, for the following reasons, viz:

The confession made by Blough, who said he stole the goods, and gave some of them (an overcoat ) to Bitting, he (Bitting) at the time knowing them to be stolen, was either a falsehood or Blough perjured himself when later called as a witness in a trial of an other defendant on the same charge regarding a part of the stolen goods, at which said last trial we directed a verdict of not guilty.

Bitting admitted having received the coat from Blough, but stoutly persisted in being innocent of any crime, but with the confession of Blough staring him in the face and Blough pleading guilty and the coat found in Bitting's possession and nothing to defend against these damaging circumstances but his own word, on the advice of counsel be entered a plea of guilty. Had I been thoroughly satisfied of his guilt I would not have committed him

to the Pennsylvania Industrial Reformatory, but would have sent him to the penitentiary.

Such strong and earnest eppeals and recommendations were made and submitted to me in Bitting's behalf that I hesitated in setencing him at all, and had Blough repudiated his confession before sentence had been imposed on Bitting I would not have sentenced him.

Had Blough stood trial and Bitting testified in the case, as he did in the one last tried, I would have directed a verdict of not guilty, and had Blough stood by his confession then and repudiated it later as he did, it resolves itself into evidence of such character as I think entitles the prisoner Bitting to the benefit of the doubt.

Yours very truly,

(Signed)

ROBERT E. UMBEL,
Trial judge.

In view of the circumstances above set forth, and giving especial weight to the latter of the trial judge, the Board believes this to be a case worthy of executive clemency, and therfore respectifully recommends that a pardon many now issue to the said applicant, Howard R. Bitting.

FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B.BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, December 21, 1904.

His Excellency Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace, for the city and county of Philadelphia, at August sessions, 1904, James Kitvitch was indicted for seduction under the promise of marriage. He was tried and found guilty, and on August 2, 1904, was sentenced to pay a fine of $50.00, the costs of prosecution, and to imprisonment in the county prison for the term of two years. On August 18, 1904, the above sentence was reconsidered, and the applicant was then sentenced to pay a fine of $500.00, the costs of prosecution, and to imprisonment for the term of one year in the county prison.

On August 10, 1904, Joseph Kevitch, indicted under the name of James Kitvitch, for the alleged offense of seduction under the promise of marriage, on the person of one Lena Applebaum, who was alleged in the indictment to be of good repute, was arraigned before Judge Chas. Y. Audenried, in Philadelphia, pleaded "not guilty," and was tried, convicted and sentenced as above stated.

The witnesses for the prosecution were Lena Applebaum, James Donaghy, lieutenant of police of the Sixth district, and Rosie

Edelschoen. The defendant had neither witnesses nor attorney, and no notes of testimony were taken by a stenographer.

The reasons submitted in support of the application for a recommendation of pardon are as follows:

1. That the said James Kitvitch was arrested, tried, convicted and sentenced all within a period of three days, and, as a result of this haste, together with the fact that the applicant is a man of foreign parentage, unfamiliar with the laws and customs of this country, he did not produce at the trial any witnesses or retain an attorney.

2. That had the applicant had sufficient time to properly prepare his defense he would have have been able to produce witnesses whose testimony would have shown that Lena Applebaum was not a female of good repute, as is required she should be in order to sustain the action of seduction under the act of March 31, 1860. (P. L. 392, p. 41)

3. That these witnesses were not found until after the time allowed to procure a new trial had expired.

4. What James Kitvitch has been for years past, and was until the time of his imprisonment, a means of support to his father and mother and their family, and they depended on him in a great measure for their existence.

In support of the application for pardon the Board has also been presented with the following letter from James I. Donaghy, captain of police, Third division:

To the Honorable Board of Pardons, Harrisburg.

Gentlemen: On August 10, 1904, I was a witness for the commonwealth against James Kitvitch, charged with seduction under the promise of marriage of one Lena Applebaum. At that time I had no reason to doubt but that Lena Applebaum was a girl of good repute, and so testified; but since then, as captain of the police of the district in which Lena Applebaum resides, I have been able to make a more thorough investigation; and by reason thereof have received information of such a nature as to cause me to believe that Lena Applebaum was not of such character and good repute as I had previously thought. I now believe that Lena Applebaum was equally as culpable as was James Kitvitch.

I feel certain that if the information which I have received subsequent to the trial had been given at the trial the jury would have been justified in rendering a verdict of "not guilty."

I would, therefore, recommend to your Honorable Board that you extend mercy and grant the pardon of James Kitvitch.

Respectfully yours,
JAMES I. DONAGHY,
Captain of Police, Third Division.

The above quoted letter bears the endorsement of the district attorney for the county of Philadelphia, as follows:

I concur in the above.
JNO. C. BELL,
District Attorney.

December 10, 1904.

In view of the facts and circumstances as above detailed, giving especial weight to the lettter of Captain Donaghy, as endorsed by district attorney Bell, the Board does now respectfully recommend that a pardon be granted to the said James Kitvitch.

Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B.BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, December 21, 1904.

His Excellency Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace and oyer and terminer for the county of Beaver, at September sessions, 1904, Thomas Murray was indicted for assault with intent to kill. He was tried and convicted, and on October 3, 1904, was sentenced to pay the costs of prosecution, $100.00 fine, and to imprisonment in the workhouse of Allegheny county for the term of nine months. Thomas Murray, the applicant, and Jane Murray, his wife, and Patrick Murray and John Murray, brothers of the applicant, all lived in Colonia, near the borough of Monaca. They were each indicated separately at the September quarter sessions of the peace in and for Beavor county, of an assault with intent to kill. On the 30th of September, 1904, they were arrainged and pleaded "not guilty," demanded separate trials, and against their protests and exception were all tried together, and all were acquitted except Thomas, the applicant.

The facts as developed at the trial, as recollected by Arthur Barnett, Esq., attorney for Thomas Murray at the trial (there being no notes of testimony taken at the trial by a stenographer) are as follows:

On the evening of August 21, 1904, Thomas Murray and his wife went to call upon a family by the name of Monagan, who were living about a half-mile distant from the Murrays. They remained there until about 9 o'clock P. M., when they started for their home. When they were about half-way home they met John and Patrick; Murray and some difficulty there occured between Thomas and Patrick; no blows were struck; and for what occured there Patrick made an information against Thomas for assault with intent to kill, the assault, as he alleged, being made by Thomas threatening to cut him with a knife. At the trial for this offense, Thomas was acquitted.

After the difficulty was over, Thomas and his wife returned to the Monagan's home, to recover some articles left there, and while

standing in front of the Monagan house, talking, John came up to them and stopped. John and his wife had been staying with Thomas and wife until a few days previous, when they had ordered to leave, and had left, taking, as Thomas and wife alleged, some articles not belonging to them. Thomas then asked John when he proposed to return the things belonging to him, and John at once turned upon Thomas and said: "God damn you, Tom, I don't like to do it, but I'll shoot your God damn brains out,' and then discharged a revolver at Thomas; retreated a few steps, and then turned and fired again then turned and went a short distance, and turned around and fired the third time. There was no pretense that Thomas at the time had a knife, revolver, or any other kind of deadly weapon.

The case against Thomas was on an indictment founded on an information made by John Murray. It would seem that confusion arose in the minds of the trial jury in trying four different offenses, separately charged against as many defendants, of the same, name, by the one jury at one and the same time.

The reason presented in support of the application for a recommendation of pardon are as follows:

1. The applicant was unjustly prejudiced in the trial of the case by being joingly tried, although separately indicted, with the three other defendants.

2. He was prejudical in the trial of his case by the admission of testimony, relative to other defendants, but which was irrelevant to his case.

3. There was no evidence that the applicant endeavored to do the prosecutor any harm, or that he threatened so to do.

4. The punishment imposed by the sentence was excessive under all the facts in the case.

5. The punishment already suffered is a sufficient atonement for the offense.

6. Compelling the applicant to undergo a joint trial, with three other defendants separately indicted, was irregular and unlawful.

The Board is of the opinion that, under the facts and circumstances of the case, as above set forth, the case is a proper one for the exercise of executive clemency, and therefore respectfully recommend that a pardon may now issue to the said Thomas Murray.

WM. M. BROWN.
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
ISAAC B.BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons.
Harrisburg, June 17, 1903.

His Excellency Samuel W. Pennypacker, Governor.

Sir: In the court of quarter sessions of the peace in and for the county of Northumberland at September term, 1901, Jacob

Gearhardt was indicted for the crime of murder. The case was certified to the court of oyer and terminer, and the prisoner was tried and convicted at February term, 1902, and on January 26, 1903, was sentenced to be hanged.

On the 13th day of August, 1901, Jacob Gearhardt killed his wife Maggie, at Shamokin, by shooting her with a revolver. None saw the shooting. The circumstances were these: A Mrs. Freeman called at the Gearhardt home stortly after six o'clock, A. M., of that day, and met Jacob Gearhardt at the front door, and of whom she enquired for his wife. Mrs. Gearhardt responded in person, and Mrs. Freeman asked her for some stale bread. Mrs Gearhardt procured the bread and handing it to her remarked, "You need not return it, as I am going to move to-day." Jacob stood near by, holding a box of medicine in his hand, and asked the visitor if she wanted some. At the door Mrs. Freeman endeavored to persuade Mrs. Gearhardt not to leave her husband; but she replied that she was determined to go. A twelve-year-old son of the Gearhardts stood by a register on the second floor. He heard his father ask his mother whether she intended to move, and her reply of "yes." A shot rang out, and he heard his mother scream "murder." Mrs. Gearhardt ran from her kitchen screaming "murder," and fell in the back yard. Others heard four shorts: two quickly, and in a moment, two more. Neighbors carried Mrs. Gearhardt in.

Those who carried Mrs. Gearhardt into the house found Jacob Gearhardt prone on the kitchen floor, apparently dead. He had a bullet wound on the right side of his head, at the frontal bone; and a 32-caliber revolver lay upon the floor within a foot of his right hand, four chambers of which had been discharged. Gearhardt lay for some time in an unconscious condition. He was seized with a spell of vomitting, and this somewhat roused him, but throughout the washing and dressing of his wounds he seemed, to those about him, to be in a dazed and delirious condition. He was taken to the jail at Sunbury,and at 2 o'clock that afternoon the prison physician, Dr. Stoner, found him in a delirious condition, suffering from typhoid fever,with his temperature at 102. He was treated for typhoid fever until the 22nd of August, at which time he began to convalesce. A record of his temperature and pulse during this time was kept by Dr. Stoner, and it showed no abatement of fever or temperature until the 17th. The day before the shooting, on the afternoon of the 12th of August, Dr. Hollenbeck, who had been treating him for typhoid fever from the middle of July, had taken his temperature and found it to be 101½ degrees, and the patient in an exhausted, weak and delirious condition.

Jacob Gearhardt is about forty years of age, and by vocation is a carpet and breaker builder. He was a man of steady habits, of good character and cheerful temper, and a skilled master workman. In 1885 he married Maggie Eckert, and four children were born to them. In 1889 while building a breaker he was struck on the head by a heavy beam and his skull was fractured. He recovered, but has ever since been subject to constant pain in the head, and his disposition changed to be irritable and morose; there would be partial lapses of consciousness and memory, during which he would leave his work without apparent cause. His do-

mestic relations were happy, and he was devoted to wife and children until 1894, when his wife led astray, and she became criminally intimate with other men. Her conduct became the subject of reproach and led to quarrels. Her husband caught her in company with other men, and he once found her in her bed-room with a man named Steffin. She clasped her youngest child to her arms, and on her knees begged foregiveness; and he did forgive her, as he said, because we had small children, and I'd like to see any person, any father, that has children, who wouldn't do it. This condition of his family affairs caused great mental worry, anxiety and distress, in addition to the injury to his head. In February, 1901, he visited Dr. Lewis Webber of Philadelphia, who found him in an abormal mental state, nervous and depressed and suffering from malarial poisoning. He treated him until the following March. In June, 1901, he went to West Virginia to erect a breaker or tipple. While there he contracted typhoid fever, and was sent home on the 12th of July, a very sick man. Dr Hollenbach then took charge of the patient until the 12th of August, 1901. The doctor says he was in a stupor-like, comatose condition up into the third week. On the 12th of August he walked down to the doctor's office, and talked with the doctor about his family troubles. The doctor says he was then weak, nervous and delirious, and his temperature was 101½ degrees, and the doctor told him if he did not cease worrying he would not get well. Dr Hollenbach says that his blood was in such a condition that he could not be else than delirious; and that his delirium lasted from the beginning of the fever until the 13th of August. Dr. Stoner, the prison physician, says he remained in a delirious condition in prison four or five days after the 13th.

The reasons presented to support the application for cummutation of death sentence to life imprisonment are as follows:

1. The degree of crime of which the defendant is convicted is unwarranted by the law and the evidence in the cause.

2. Because the jury disregarded the evidence which established that at the time of the killing of his wife the defendant was afflicted with typhiod fever, and was then in a condition of delirium preculiar to and incident to such disease, which delirious conditions deprived him of a true consciousness; of the freedom of moral action and of volitional control; and the evidence of such condition was such a character that required a mitigation of degree of guilt, which the jury ought not to have disregarded.

3. Because the defense, to wit, the want of volitional control, was disregarded by the court and eliminated from the consideration of the jury in finding the degree of the offense; the court classifying it with insanity as a full defense or no defense, and that a doubt as to the condition would not operate in the prisoner's behalf, and nowhere stating that such a condition might be considered by the jury in lowering the decree of the crime.

4. Because both the court and jury disregaded the testimony of Mahlan Kock, John Schabo, William Hoberg, P. H. Furman, John Shultz, Nicholas Timmis, Max Smith, Charles Mullen, Dr. Lewis Webb, Dr. Hollenbach, Thomas Williams, John L. Williams, and Dr. Stoner, as well as the expert testimony in the case.

5. Because the court prejudiced the defendant before the jury

in discrediting the defendant's own testimony as to his mental condition at the time of the killing of his wife.

6. Because the defendant was unduly prejudiced by the conduct of the court in trying three murder cases at the same time, viz: The Commonwealth vs. Gullick; the Commonwealth vs. Gearhardt, and the Commonwealth vs. Notestine. Gulick had killed his mother and brother, and the defense was insanity; Gearhardt had killed his wife, and had attempted suicide, and the court said the defense was insanity; and Notestine had killed a friend in self-defense. These cases alternated with each other during the week, and by this means wrought up a public sentiment of indignation against the defendant, which prevented a fair and partial consideration of the defense and of the evidence it was necessarily founded upon; and which evidence, being outside the ordinary experience of the triers and only within the knowledge and experience of the physicians in attendance upon the defendant, and of skilled experts, was regarded as of little weight, and, as stated by the jurors themselves, was wholly disregarded and thrown out.

7. Because the Court should have granted a new trial upon the whole evidence, and upon the evidence before it that the jury had separated no less than three times: one going to a dentist; two to a barber-shop, a long distance through and to the lower end of the town of Sunbury, and six or seven going to another barber-shop, at an other time, and it not appearing where the balance of the jury were or under whose care, and whether during such separation they were under any one's care, or were wandering about the town.

(a). Because a separation having been shown, the presumption of law is that something occured prejudical to the defendant, and it was incumbent on the Commonwealth to rebut this presumption by taking the testimony of all of the jurors to that point, if competent, and not only a few of these twelve, and also the testimony of the tipstaves who had the whole twelve in charge, and of those persons with whom they were brought in contact.

(b). Because upon the meagor testmony taken (none of which was to the point of showing that nothing prejudicial had occured by these several separations it appears that the daily newspapers, with accounts of these several trials, were seen and read by the jury during the trial, and some were in their deliberating-room.

(c). Because it appeared that the statement of one of the jurors, that he had played pinochle with the defendant sometime before the defendant's sickness and the killing of his wife, and he knew him to be of sound mind, and this was considered by the jury.

8. Because the mistake made by the court and jury in the trial of this cause are of such grave moment and so contrary to the established rules laid down for the safe-guarding of the life of the citizen, that it cannot be said, with a clear conviction of truth, that the verdict of guilty of murder in the first degree is warranted by the course of procedure and trial of this cause.

9. Because it is the sense of those who have known the defendant as a reputable citizen, and all the circumstances of this delorable case that grave injustice is done to him by this verdict, and that the ends of justice will be best subserved by a commutation of his sentence to that of life imprisonment.

Charles B. Mayberry, M. D., superintendent of the Hospital for the Insane of the Central Poor District of Luzerne county, writes to the Board as follows:

A few months before the trial of Jacob Gearhardt for murder I was requested by James Scarlet, Esq., attorney for the defendant, to make an examination of the man, and from such examination, together with other evidence, to form an opioion as to his mental state at the time of the commission of the crime. By request of Mr. Scarlet I desire to present to your Board for consideration a brief statement of the facts found, and the opinions based upon them. The facts given are part of the uncontradicted evidence given at the trial, and which the jury trying the case seemed to have entirely ignored.

The important facts are as follows:

1. Evidence of a severe head injury some years previous to the murder, and gradual change in his mental state following the injury, consisting of abormal irritability, moroseness, abstraction, and diminished power of thought concentrations. Evidently all the effects of traumatism.

2. After working several weeks in the South, in a typhoid and malarial region, he was sent home suffering (as diagnosed by his physician) with typhiod-malarial fever, a few weeks before the crime.

3. After his return home he was treated by Dr. Hollenbach, who stated that he was suffering with typhoid-malarial fever; that he saw him at frequent intervals up to the date of the crime; that during this entire time his temperature was above normal, and that he was delirious the most of the time. Dr. Hollenbach further stated that during his lucid intervals his mind dwelt constantly on his domestic troubles and that they were a continual source of worry to him.

4. Soon after the commission of the crime he was seen by Dr. Stoner, the jail physician, in the jail at Sunbury. Dr. Stoner stated that his temperature was 102 degrees F., his tongue dry, his teeth covered with sordes; that he was in a condition of febrile delirium, and that he was suffering from typhoid-marial fever. Dr. Stoner further stated that he continued delirious for several days after his admission to the jail, and that his temperature did not reach normal for one week.

5. My exmanination of the defendant in the jail at Sunbury, several weeks after his admission, brought out two facts of some importance: first, that the liver and spleen were both enlarged probably from the recent typhoid and malarial infection; and. second, that the skull had at some time been severely injured over the frontal (intellectual) convolutions of the brain.

From the above facts I gave the following opinions at the time of the trial:

1. That the old head injury had predisposed the man to cerebral disturbances, e. q., delirum in case of continued fever, or the development of insanity in the presence of an exciting cause.

2. That he was in a condition of febrile delirium part of the time for two weeks before and one week after the commission of the crime, and that in his delirious state the mind would be likely to

turn to subjects which occupied it during his lucid intervals, viz., his domestic troubles.

3. That in this condition of febrile delirium he might be the subject of hallucinations, illusions and delusions, and that an act committed in this state could not be the result of deliberate premeditation.

4. That with the alternating periods of delirium and lucidity a condition of mental integrity, entirely free from confusion resulting from the delirium, which would enable him to act as one in mental and physical health would act, would hardly be probably.

5. That, owing to the presence of the febrile conditions and the resulting delirium, I do not believe this man was in a condition to plan and carry out an act in a rational manner at the time the crime was committed.

D. S. Hollenback, M. D., of Shamokin, Pa., under date of May 11, writes the Board as follows:

I have been the family physician of Jacob Gearhardt ever since his marriage, over fifteen years ago, and always considered him a kind husband and father.

I attended him almost daily for four weeks immediately before the crime was committed, during which time he suffered from a severe attack of typhoid fever, and knew positively that he was delirious, not only during the time he had the fever, but also while he was convalescing. It was during his convalescence that he committed the crime of which he was convicted.

There is positively no doubt about his not being responsible for his conduct at the time this crime was committed. The injury to his head, and his family troubles, added to the seriousness of his mental condition at this time.

Knowing the facts of the case, I feel it my duty to appeal to you in his behalf, in order that you may arrive at a fair estimate of his case before deciding upon his application for a commutation of his sentence.

The testimony of the physician at the trial was unanimous to the effect that Jacob Gearhardt was irresponsible for the crime he committed; but it seemed the jury, under the stress of intense popular excitement, preferred to take the testimony of entirely incompetent persons on the question of his mental responsibility. The lay and popular mind is often entirely unaware of the utterly uncontrollable actions of a convalescing typhiod patient. A little outside trouble thrown into the balance scales of reason, is enough to often make such a patient entirely irresponsible.

The verdict against him was in disregard of the medical evidence, and is unjust and inhuman. Something should be done to avert the carrying out of the sentence. The circumstances are exceptional and I hope you will consider the case from this standpoint before making final disposition of it. I make this appeal to you unsolicited by the defendant, as a physician of long practice and a long established citizen, to prevent the carrying out of an unjust sentence, and as a compliance with what I consider my duty.

P. H. Rem, M. D., writes the Board as follows:

Having been a witness in the Gearhardt case, as an expert, as to his mental condition at the time of the commission of the crime of which he was convicted, I am requested to write this opinion. The court says that typhoid fever was established, the delirium incident to it was established; he fact that the man had attempted suicide was proof of his mental condition. The jury says it disregarded these facts, and set aside the testimony which established them. As the court exhibited in its charge to the jury consirerable confusion as to the responsibility for a crime committed in a state of delirium, I am of the opinion that a finding of murder in first degree was wholly unwarranted. That no man, under the conditions proved by the physicians to exist, could be possessed of violitional power and a true consciousness, so as to make him amenable to the law for murder in the first degree. That the wrong done the defendant ought to have been corrected by a new trial, and that greater justice would be done by a commutation of the sentence to that of life imprisonment.

Wm. B. Stoner, M. D., the jail physician, of Sunbury, writes the Board as follows:

In the case of Jacob Gearhardt I would say that I cannot see how a jury could bring in a verdict of murder in the first degree, taking into consideration the man's condition on the day of the murder. Gearhardt was suffering with delirium when admitted to jail, accompanying typhoid fever, and remained in that condition for at least five days. His condition was such as not to warrant the verdict rendered, and which I believe is wholly wrong and unjust in the face of the facts. I believe that Gearhardt was not in conscious control of his faculties at the time of the murder, and under said circumstances should not suffer the death penalty for said crime.

Taking into consideration all the facts and circumstances of this case, as above set forth, and giving especial weight to the unanimous opinion of the physicians who treated and examined the appicant, namely, that he was in a condition of mental irresponsibility at the time of the commission of the crime, because of delirium resultant from typhiod fever, the Board believes that the ends of justice will be subserved by a commutation of the sentence of death to that of life imprisonment, and therefore respectfully recommends that such commutation may now issue to the said Jacob Gearhardt.

WM. M. BROWN.
Lieutenant Governor.

FRANK M. FULLER,
Secretary of the Commonwealth.

ISAAC B. BROWN,
Secretary of Internal Affairs.

Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, March 18, 1903.

His Excellency Saml. W. Pennypacker, Governor:

Sir: In the Court of Quarter Sessions of the Peace and Court of Oyer and Terminer and General Jail Delivery in and for the County of Northumberland, at May Sessions, 1901, John S. Gulick was indicted for the crime of murder. He was arraigned, tried and convicted at February Term, 1902, and on June 2, 1902, was sentenced to be hanged by the neck until dead.

The application for commutation of sentence in this case was filed on August 6, 1902. On February 24, 1903, the Board requested George I. MacLeod, M. D., Secretary of the Committee on Lunacy of the Board of Public Charities, to make an examination and to report as to the mental condition of the said John S. Gulick. On March 10, 1903, Doctor MacLeod filed his report.

From the Report of Doctor MacLeod we quote:

"* * * In compliance with this request, I visited Sunbury on March 2, 1903, and remained there until the 5th instant. During this interval I saw and conferred with the District Attorney, the former Prison Physician, the counsel who defended the prisoner, the father of the prisoner and the prisoner himself. The Judge before whom the case was tried was absent from home. * * *

"I am fully persuaded that John S. Gulick is and for a long period, probably congenitally, has been a confirmed victim of paranoia. This is best defined, by one who is esteemed as a leading practitioner of and writer upon mental diseases, as "A chronic form of insanity based on an acquired or transmitted form of neurodegenerative taint, manifesting itself in anomalies of the coceptional sphere, which, while they do not destructively involve the entire mental mechanism, dominate it.'

"To my mind, it is evident that the reason the general condition of the man was not recognized in the finding of the jury, rendering the verdict in his case, was the excited condition of the community, so shocked by the enormity of the double murder of his kinsfolk. A singular fact in the trial was, that the medical witnesses in the case—even those summoned by the prosecution—testified to the abnormal condition of the prisoner; although I had not known this prior to my written opinion, not having been furnished with the record of the testimony given.

"Should the Board of Pardons, in its judgment, coincide with the report, herewith submitted, and determine to exercise clemency, I would most respectfully enter protest against liberation of John S. Gulick. For the safety of the community, he should be kept in restraint, lest at some future moment an impulse, incontrollable and irresistible, might lead this degenerate to the commission of a crime, if not as shocking, yet equally disastrous to his innocent victim."

Coinciding with the views expressed in the Report of Doctor MacLeod—which report is filed with the papers in the case—the

Board respectfully recommends that the sentence of death imposed upon the said John S. Gulick be commuted to that of imprisonment for life.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
JAMES W. LATTA,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, December 9, 1903.

His Excellency, Saml. W. Pennypacker, Governor:

Sir: In the Court of Oyer and Terminer and General Jail Delivery for the County of Allegheny, at September Sessions, 1902, Buck Sanders was indicted for the crime of murder. Sanders was tried and convicted, and on November 28, 1902, was sentenced to be hanged. June 8, 1903, application for a commutation of sentence was filed.

Berlin, the scene of the crime of which Buck Sanders, the applicant, was convicted, is a small mining-camp on the Pan Handle branch of the Pennsylvania Railroad, about twelve miles from the city of Pittsburg. It appears that on Sunday, June 15, 1902, a number of colored men (variously estimated at from fifteen to thirty), miners in the vicinity of the place, together with a number of Russians and a few Americans, congregated on and near the premies of a Russian miner, John Marchoff. Between one and three o'clock in the afternoon of the said day, trouble broke out among the negroes and the Russians, all of whom it appears had been drinking. While the trouble was in progress, Marchoff, who was standing near his door, was shot four or five times, from the effects of which shooting he died shortly afterwards. A few hours after the shooting Buck Sanders was arrested. The evidence taken at the trial was somewhat conflicting, and no testimony other than that of the defendant was submitted on his behalf. A motion for a new trial was subsequently made and denied, no evidence being produced at the time which, if offered at the trial, might have influenced the finding of the jury.

The reasons presented to the Board in support of the application for a commutation of sentence are as follows:

First. The uncertainty of the guilt of the defendant.

Second. The certainty of an early death of the defendant from tuberculosis.

In support of the first reason all the testimony given at the trial is submitted and filed with the papers in the case. In addition thereto there has been filed the testimony of five eye-witnesses of the shooting, and which testimony was taken since the conviction of Sanders. In the latter part of March, 1903, an investigation was begun among the colored people who had witnessed the shooting, none of whom had been subpoenaed to testify at the trial of the case. Each of the five witnesses testifies that the shooting was done by one William Bolden.

In support of the second reason there have been filed with the Board the following letter and affidavit of A. V. Chessrown, the Physician of the Allegheny County Prison:

"Allegheny County, SS:

"Before me, the undersigned authority, personally appeared Dr. A. V. Chessrown, who, being duly sworn according to law, deposes and says: I have been physician to the Allegheny County Jail for the past twelve years.

"About the middle of June, 1902, Buck Sanders, now under sentence of death, was committed to my care suffering from tuberculosis. About seven months ago empyzema manifested itself in the left side. He has been receiving the best of care possible. His case is, of course, hopeless and he cannot endure long.'

(Signed) "A. V. CHESSROWN,
"Jail Physician."

"Sworn and subscribed this 26th day of May, 1902.
(Seal) "FRANCIS X. BARR,
"Clerk of Courts."

"Allegheny County Prison,

"Pittsburg, November 17, 1903.

" * * *A short time ago I submitted for your consideration a statement of the physical condition of Buck Sanders, an inmate of our prison, now under sentence of death. I have only to add that he has, as stated before, tuberculosis, has a discharging ulcer communicating with the lung and pleura of the left side, and it is only with the greatest care that we are able to sustain the man.

(Signed) "A. V. CHESSROWN,
"Jail Physician."

For the reasons above stated, the Board respectfully recommends that the sentence passed upon the said Buck Sanders be commuted to that of imprisonment for life.

WM. M. BROWN,
Lieutenant Governor.

FRANK M. FULLER,
Secretary of the Commonwealth.

ISAAC B. BROWN,
Secretary of Internal Affairs.

Commonwealth af Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, January 20, 1904.

His Excellency, Saml. W. Pennypacker, Governor:

Sir: In the Court of Oyer and Terminer and General Jail Delivery in and for the City and County of Philadelphia, at March Sessions, 1902, George W. Sutton was indicted for murder. At October term he was tried, convicted as indicted, and on January 21, 1903, was sentenced to be hanged.

On March 25, 1902, the applicant was indicted for the murder of Gertrude Gothie on February 20, 1902. The applicant, a young man of nineteen years, resided with his family within a square of the residence of the deceased. They were lovers, engaged to be married. On February 20, 1902, the applicant purchased a dozen carnations and proceeded to Irwin's cigar store, carrying the flowers wrapped in tissue paper. Three men were in the store, playing dominoes, and one remarked: "Is there going to be a wedding?" The applicant replied: "I am going to put them up there and go to a ball to-night." Upon leaving the store he said: "I am going to put them on my cold, cold body." He then went to 1514 South Sixty-third street, and went to the second story front room, where Gertrude Gothie was lying in bed. There were also present the mother of the deceased and the mother of the applicant. The flowers were unwrapped and placed in a vase on the bureau. After a time Caroline Gothie, the mother, left the room for the purpose of preparing dinner. The applicant's mother left soon afterwards. Harry Gothie, a brother of the deceased, went to the room to see how his sister was; and he testified: "I went in the room and saw my sister and George sitting on the bed. She was lying down and George was sitting by her side. I asked how she felt, and went over to the bureau to see the flowers." While the boy had his back turned the applicant kissed the deceased, and said: "You didn't see that." "No, but I heard it," and "he kind of smiled and looked over at me." Harry then left the house. Shortly afterwards Caroline Gothie heard a sound, like hammering, and by the time she reached the stairway she heard a shot fired. She went into the room and found the deceased lying across the foot of the bed, somewhat hanging over. The applicant was lying half-way on the bed, his feet towards the door. He had a pistol in his hands. The mother left the room and went down stairs and across the street. Upon returning she met a plumber, and asked him to go in; and he went into the vestibule. She went up to the room again and saw the applicant still lying in the same position. She testified: "I got him by his left hand and called to him, 'George, George,' several times, and lifted him right up on his feet, and he picked up his hat from a chair and walked out." As he passed the plumber in the vestibule, he said: "Hey, Jack, go get the wagon, will you?" The plumber, Wilkinson by name, said: "Certainly," and went to get the patrol. A sister of the deceased saw the applicant going slowly up Sixty-third street, and to her he said three times: "Carrie, I'm waiting for the patrol." Then he said: "See, I am shot, too."

He opened his coat and said: "She did it herself." The applicant was then conveyed to the University Hospital, where he remained a number of weeks.

The reasons presented in support of the application for a recommendation of commutation are as follows:

1. That at the time of the commission of the alleged crime the applicant was but nineteen years of age, and was of unsound mind.

2. That there was no motive for the commission of the alleged crime.

3. That there was an entire absence of malice, other than that which is presumed from the use of a deadly weapon.

4. That the alleged crime was committed while the defendant was alone in a room with the deceased, and the evidence upon which a conviction was had was entirely circumstantial.

That applicant's counsel during the trial relied upon the principle laid down in Tiffany vs. Commonwealth (121 Penn. 165), that a reasonable doubt as to malice would reduce the offense to manslaughter, and also upon the principle laid down in the case of McClain vs. Commonwealth (110 Pa. 263), and Commonwealth vs. McGowan (189 Pa. St. 641), that the Court could not give binding instructions as to manslaughter. The trial Judge, however, gave binding instructions on the subject of manslaughter, which was assigned as error in the Supreme Court, and the opinion filed by Justice Fell affirming this action of the Court is an innovation of the criminal law of this Commonwealth, as appears in cases quoted in Appellant's Paper Book, pages 68, 69 and 70.

6. That the value of the eminent experts called by the defense to prove that the defendant was legally and morally incapable, by reason of impairment of mind, to commit the alleged offense was purposely destroyed by the cross-examination of the District Attorney, printed in full in Appellant's Paper Book, pages 26 and 27, relating to their method of gaining admittance to the county prison.

7. That the charge of the Court below (Paper Book, pages 11 to 17) was unusually short and technical in a case of such gravity and taken especially with reference to the great volume of evidence in the case, could not be understood by the jury. This appears conclusively by reference to the question propounded by the jury. (Pages 18 and 19.)

8. That the question of malice, which is the distinguishing feature between murder and manslaughter, was not left to the jury. The instructions of the Court being as follows (page 12): "Now, without going into the question of malice, the complicated technical meaning of the word for the purpose of the case, malice means an intent to kill or to do bodily harm."

9. Because the alleged crime was not committed from wickedness or hardness of heart, ill will, cruelty, a spite, or a grudge. If not accidental, it was the result of a religious frenzy, or a mind which was unbalanced by a contest which was raging on the subject of religion.

10. Because it was affirmatively shown by the testimony produced by the Commonwealth that the defendant and the deceased were lovers, and up to a few minutes before the shots were fired the defendant was kissing the deceased.

11. Because the evidence produced by the Commonwealth affirmatively shows that the first words uttered by the defendant after the shots were fired were: "She did it herself," meaning that it was an accident. At the time these words were uttered the defendant was suffering from a dangerous wound over his heart and did not expect to live.

12. Because of the previous good character of the defendant.

In further support of the application, the Board is in receipt of a letter from the Hon. Robert Ralston, the trial Judge, which is as follows:

"* * * While I am quite clear that there was not sufficient testimony at the trial to warrant the prisoner's acquittal on the ground of insanity, yet there is no doubt that he was laboring under considerable mental excitement, caused by the opposition to his marriage, upon religious grounds, on the part of the girl's family, he being a Protestant and she being a Catholic.

"The young man's people are, I believe, respectable, and he had always borne a good character until the commission of this crime. He appears to have been in love with the girl and anxious to marry her. After the miscarriage occurred it is probable that the girl refused to marry him, and that he then determined to kill both her and himself.

"The circumstances make the case a very sad one, and if the Board of Pardons see fit to commute the sentence to imprisonment for life, it would be an act of mercy, which, under the circumstances, I should regard as a proper exercise of their power."

A letter received from ex-District Attorney John Weaver is as follows: "Having been the District Attorney who prosecuted George W. Sutton for the murder of Gertrude Gotha, I desire to say that I should have no objection to Executive clemency being exercised in the matter, and the sentence of death being commuted to imprisonment for life."

The jurymen who served in the cause also file a petition asking that Executive clemency be exercised as to this applicant.

We also quote from a letter received from the Hon. Boies Penrose, as follows:

"I am requested by the friends of George W. Sutton, who was convicted of murder in the first degree, and whose case will be brought before the Board of Pardons, to ask that his sentence be commuted to imprisonment for life.

"From all I can learn of the circumstances surrounding the case, they are such that the clemency prayed for could, apparently, be consistently extended."

The Board is also in receipt of a petition, signed by many of the residents of the community where the applicant and the deceased resided, praying that the sentence of the applicant may be commuted to life imprisonment.

Taking into consideration the facts and circumstances of the case, and giving especial weight to the letters of Judge Ralston and ex-District Attorney Weaver, the Board is of the opinion that the matter is a proper one for the exercise of Executive clemency, and therefore respectfully recommends that the sentence imposed upon

the applicant, George W. Sutton, may be commuted to that of life imprisonment.

FRANK M. FULLER,
Secretary of the Commonwealth.

HAMPTON L. CARSON,
Attorney General.

ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, May 20, 1903.

His Excellency, Saml. W. Pennypacker, Governor:

Sir: In the Court of Oyer and Terminer and General Jail Delivery in and for the County of Philadelphia, at March sessions, 1902; Joseph M. Bennett was indicted on the charge of murder. He was tried, and was convicted of the crime of murder of the first degree at November sessions, 1902. On February 20, 1903, he was sentenced to be hanged.

On the 19th day of February, 1902, the prisoner, Joseph M. Bennett, a boy aged seventeen years, was in the poolroom at 1708 South street, playing pool with several other boys. The party had been playing pool for some hours, when one Briddell entered the room and insisted on joining in the game. He was a large man, tall and heavy, and had the reputation of being surly and hot-tempered. The game in progress when Briddell entered was a tie-game. Finally Briddell picked up a cue, and shot a ball to break the pyramid of balls. It was not his turn to play, and Bennett put his cue over the table and stopped the cue-ball from going down the table. It appears that Briddell then struck Bennett and knocked him against the wall. Bennett thereupon picked up his hat and coat and left the poolroom. He went to a poolroom at 1704 South street, where he procured a revolver from a man named Black. Freeman and Chase, who had been in the game with Bennett, also left the poolroom and stood upon the sidewalk. Briddell came out to them, saw that Bennett was not there, and returned to the room. Soon after Briddell again came out, with threats that he was going to do Bennett. He rushed down to the corner of Seventeenth and South streets, where Bennett was standing, and as he approached Bennett shot him.

The testimony adduced at the trial showed that Briddell had been drinking, and that he was in a bad mood. He asked if Bennett had a gun, and said if he had he would kill him. The defense in the case was self-defense. It was admitted that Briddell was the

aggressor, but the question was whether or not Bennett had armed himself with a view of doing violence to Briddell.

The reasons presented in support of the application for a commutation of the sentence of death to that of life imprisonment are as follows:

1. Prior to the arrest and conviction of the said Joseph M. Bennett he bore an excellent reputation.
2. The boy's physical condition; he is a consumptive.
3. The circumstances of the case, and the age of the prisoner.

The Hon. Wm. W. Wiltbank, the trial Judge, writes the Board as follows:

"I have been notified by communication dated May 7th, 1903, of the attorney for the petitioner in the case of Commonwealth vs. Joseph M. Bennett, convicted of murder in the first degree on the 29th day of November, 1902, and thereafter by me sentenced to death, that an application will be made to you on the part of the convict on the 20th instant for commutation of the death sentence to that of life imprisonment.I am of the opinion that under the circumstances justice will be vindicated by such commutation, and that whilst the verdict was not influenced by any error in law or otherwise in the conduct of the trial, and was in accordance with the weight of the evidence, yet there was produced such proof of provocation to the act of the defendant in the assault upon him of a man his superior on age, weight, size and health, and of consequent fright on the part of the defendant, as to justify a review of the record by the Board of Pardons."

Mayor Weaver, who as District Attorney represented the Commonwealth at the Bennett trial, writes the Board as follows:

"* * * Taking into consideration the circumstances of the crime, and the youth of the prisoner, I am of the opinion that justice will be vindicated by commutation of the death sentence to life imprisonment."

The Honorable Mayer Sulzberger writes the Board as follows:

"At the request of the Honorable William W. Wiltbank I sat with him to hear the motion for a new trial in the case of the Commonwealth vs. Joseph M. Bennett, convicted of murder of the first degree. Although we concurred in the opinion that there was no error of fact or law to warrant the granting of a new trial, I was strongly impressed with the idea that it was a case for the indulgent consideration of your honorable body. The extreme youth of the defendant, his physical weakness as compared with the great strength of the person killed, the strong provocation by the latter, and the consequent agitation and unsettlement of the prisoner's mind, all combine to create in my mind the conviction that a commutation of the death sentence to one of imprisonment for life would not injure the cause of public justice, but would, on the other hand, be a judicious exercise of clemency."

In view the fact above presented, and giving especial consideration to the opinions of Judges Wiltbank and Sulzberger and Mayor Weaver, the Board respectfully recommends that the sentence of

death pronounced in the case of Joseph M. Bennett be commuted to that of life imprisonment.

WM. M. BROWN,
Lieutenant Governor.
FRANK M. FULLER,
Secretary of the Commonwealth.
HAMPTON L. CARSON,
Attorney General.
ISAAC B. BROWN,

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Commonwealth of Pennsylvania,
Executive Department,
Board of Pardons,
Harrisburg, December 21, 1904.

His Excellency, Saml. W. Pennypacker, Governor:

Sir: In the Court of Oyer and Terminer and General Jail Delivery for the County of Allegheny, of September sessions, 1903, Dusan Melic was indicted for murder. He was tried, convicted of murder of the first degree, and on February 23, 1904, was sentenced to be hanged.

An examination of the testimony raises a serious doubt as to the sufficiency of the evidence to support a verdict of murder in the first degree. The prisoner—a Servian of nineteen years of age, and but two years in this country, and a laborer in a railway-cut—had been to a wedding party where there was feasting and drinking. While somewhat under the influence of liquor he walked with his sweetheart, a girl of eighteen, out the Boulevard in Pittsburg, and entered a district on the borders of the park where the bushes were thick and the road somewhat lonely. It was twilight and it was raining. In a spirit of fun or bravado he fired his pistol three times in the air. His victim, a special police officer, who was not in helmet or uniform, and whose badge was beneath his coat, came suddenly upon them on a run, having been attracted by the shots. He laid hold of the girl (whose hat and pin were taken) and also upon the man, throwing open his coat as he ran and displaying his badge. It is not certain that the prisoner saw the badge. It is uncertain who first drew a pistol, but shots were exchanged, each firing at the other. The prisoner was wounded in the hand, and the officer received a wound which proved fatal. The prisoner ran in one direction, the girl in another, and both were arrested, with many others, in the house where the prisoner lodged. He made resistance to arrest, and was fired at by another officer, who claims to have wounded him in the hand. This is doubtful under the other evidence in the case. It is also doubtful whether the pistol found on the floor of the patrol wagon belonged to the prisoner, as during the evening many other men had been carried in the wagon, one of whom, at least, had a pistol.

On the whole, the evidence of murder in the first degree is far from clear. The circumstances do not warrant it. The men were total strangers to each other; there was no grudge; the place was lonely and dark; and the facts indicate that the act was done either in defense of himself and companion upon a sudden fray, or under the impulse of fear upon the sudden appearance of a man who was not known to be an officer, and who, according to the testimony, had laid aside his officer's coat and assumed a great sack-coat, the better to enable him to watch the foreign laborers upon the railroad.

Under all the facts, the doubt as to the existence of a deliberate, specific intent to take life is strong—so strong that the Board unites in the recommendation of commutation of the death penalty to imprisonment for life.

WM. M. BROWN,
Lieutenant Governor.

FRANK M. FULLER,
Secretary of the Commonwealth.

HAMPTON L. CARSON,
Attorney General.

ISAAC B. BROWN,
Secretary of Internal Affairs.

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Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January , 1905.

To the Honorable the Senate and House of Representatives of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor to transmit herewith the proceedings of the Commission to open, compute and publish the returns of the votes cast for the offices of State Treasurer and Auditor General, at the general election held November 3, A. D. 1903.

SAM'L W. PENNYPACKER.

REPORT OF THE COMMISSION TO OPEN, COMPUTE AND PUBLISH THE RETURNS OF THE LAST GENERAL ELECTION FOR STATE TREASURER AND AUDITOR GENERAL, NOVEMBER 3, A. D. 1903.

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Harrisburg, Pa., January 19, 1904.

Honorable Samuel W. Pennypacker, Governor of Pennsylvania:

Sir: By direction of the Commission to open, compute and publish the returns of the last general election for State Treasurer and

Auditor General, I have the honor to herewith transmit a copy of the proceedings of said Commission at their meeting held to-day in compliance with the provisions of the act of the General Assembly of this Commonwealth, approved the 9th day of May, A. D. 1879, and request that you transmit the same to the General Assembly at their next meeting.

Very respectfully,
Your obedient servant,
GEORGE D. THORN,

Secretary of the Commission to open, compute and publish the returns of the election for State Treasurer and Auditor General.

JOURNAL OF THE COMMISSION TO OPEN, COMPUTE AND PUBLISH THE RETURNS OF THE ELECTION FOR STATE TREASURER AND AUDITOR GENERAL.

U. S. Court Room,

Harrisburg, Pa., January 19, 1904.

The Commission to open, compute and publish the returns of the election for State Treasurer and Auditor General, held on Tuesday, the 3rd day of November, A. D. 1903, constituted under the provisions of the act of General Assembly of this Commonwealth, entitled "An act to provide for the receiving, opening and publishing of the returns of the election for State Treasurer and Auditor General when elected at the same election," approved the 9th day of May, A. D. 1879, met this day at twelve o'clock M., in the U. S. Court Room, agreeably to the provisions of the said act of the General Assembly.

The Commission was called to order by the Honorable Henry F. Walton, who directed the reading of the act of the General Assembly creating the Commission, and also the reading from the Journals of the Senate and House of Representatives, showing that the following members of the Senate and House of Representatives had been chosen as the members of the Commission, to wit:

Myron Matson, on the part of the Senate.
Daniel J. Thomas, on the part of the Senate.
A. E. Sisson, on the part of the Senate.
Edwin M. Herbst, on the part of the Senate.
John H. Riebel, on the part of the House of Representatives.
Joseph M. McElroy, on the part of the House of Representatives.
Wilbert U. Willett, on the part of the House of Representatives.
S. Wesley Kirk, on the part of the House of Representatives.
Jonas F. Moyer, on the part of the House of Representatives.
James K. McNeely, on the part of the House of Representatives.

By direction of the Speaker of the House of Representatives, the Honorable Henry F. Walton, the roll of the persons comprising the Commission was then called by the acting secretary. Those answering to their names are marked by an X, thus:

Samuel W. Pennypacker, X, Governor.
John H. Weiss, X, President Judge, 12th Judicial District.
William C. Sproul, X, President protempore of the Senate.

Myron Matson, X, on the part of the Senate.
Daniel J. Thomas, X, on the part of the Senate.
A. E. Sisson, X, on the part of the Senate.
Edwin M. Herbst, X, on the part of the Senate.

Henry F. Walton, X, Speaker of the House of Representatives.
John H. Riebel, X, on the part of the House of Representatives.
Joseph J. McElroy, X, on the part of the House of Representatives.
Wilbert U. Willett, X, on the part of the House of Representatives.
S. Wesley Kirk, X, on the part of the House of Representatives.
Jonas F. Moyer, X, on the part of the House of Representatives.
James K. McNeely, X, on the part of the House of Representatives.

On motion of Hon. John H. Riebel, Hon. Samuel W. Pennypacker was elected president of the Commission.

On motion of Hon. A. E. Sisson the following persons were elected additional officers of the Commissions:

Secretary, George D. Thorn.
Clerks, W. Harry Baker, George E. Cooper.
Sergeant-at-Arms, John M. Rhey.
Asst. Sergeant-at-Arms, D. M. Gilbert.
Messenger, James M. Auter.
Doorkeeper, John Harner.

The officers were then sworn to the faithful discharge of their duties by Hon. John H. Weiss, President Judge of the 12th Judicial District.

On motion of the Hon. D. J. Thomas, three tellers were appointed, as follows:

Myron Matson.
Edwin M. Herbst.
Joseph M. McElroy.

Honorable Lewis E. Beitler, Deputy Secretary of the Commonwealth, being introduced, presented the returns of the general election held November 3, A. D. 1903, for State Treasurer and Auditor General.

On motion of Hon. John H. Riebel, the following resolution was unanimously agreed to:

Resolved, That a committee of three be appointed to ascertain and adjust the expenses of the Commission, and to fix the compensation of the secretary, clerks and other officers.

The president appointed as members of the said committee Messrs. John H. Riebel, Wilbert U. Willett, A. E. Sisson.

On motion of the Hon. James K. McNeely, the returns from the several counties of the Commonwealth, as delivered to the Commission by the Deputy Secretary of the Commonwealth, were then opened and read.

The statement of the votes cast in the several counties, and the computation of the same, appears from the following statements which are hereto attached and made part hereof, the same having been read by the secretary and computed by the tellers appointed by the president, to wit:

Myron Matson.
Edwin M. Herbst.
Joseph M. McElroy.

Tabular Statement of Votes Cast for State Treasurer, in the Several Counties of Pennsylvania, at the General Election held on the 3d Day of November, A. D. 1903.

| Counties. | William L. Mathues, Republican. | William L. Mathues, Citizens. | Joel J. Hill, Democratic. | Joel J. Hill, Independence. | Henry D. Patton, Prohibition. | John A. Smith, Socialist. | David E. Gilchrist, Labor. |
|---|---|---|---|---|---|---|---|
| Adams, | 1,778 | ..... | 1,837 | ..... | 78 | 22 | 7 |
| Allegheny, | 61,641 | 25,361 | 16,282 | 173 | 1,052 | 1,075 | 260 |
| Armstrong, | 3,443 | 4 | 1,835 | 4 | 126 | 52 | 13 |
| Beaver, | 3,910 | ..... | 1,486 | 1 | 156 | 79 | 12 |
| Bedford, | 3,150 | ..... | 2,255 | ..... | 81 | 57 | 9 |
| Berks, | 4,864 | 10 | 9,086 | 11 | 236 | 853 | 4 |
| Blair, | 3,295 | 56 | 3,995 | 6 | 1,129 | 103 | 64 |
| Bradford, | 2,799 | 7 | 1,010 | 10 | 885 | 27 | 14 |
| Bucks, | 8,683 | 8 | 6,752 | 29 | 157 | 66 | 7 |
| Butler, | 2,376 | 3 | 1,458 | 2 | 161 | 17 | 6 |
| Cambria, | 3,964 | 2 | 7,852 | 2 | 542 | 83 | 54 |
| Cameron, | 459 | ..... | 212 | 1 | 27 | 6 | ..... |
| Carbon, | 2,979 | 4 | 2,567 | 2 | 145 | 959 | 16 |
| Centre, | 2,093 | ..... | 2,083 | ..... | 122 | 10 | 5 |
| Chester, | 6,026 | 4 | 2,250 | 46 | 390 | 66 | 8 |
| Clarion, | 1,388 | 2 | 1,736 | 2 | 210 | 4 | 9 |
| Clearfield, | 7,255 | ..... | 6,230 | ..... | 616 | 80 | 58 |
| Clinton, | 1,895 | 8 | 1,767 | 6 | 114 | 54 | 12 |
| Columbia, | 1,092 | ..... | 1,998 | ..... | 169 | 45 | 18 |
| Crawford, | 4,705 | 15 | 2,204 | 10 | 502 | 201 | 13 |
| Cumberland, | 4,104 | ..... | 4,197 | ..... | 231 | 11 | 11 |
| Dauphin, | 13,486 | 7 | 3,781 | 5 | 580 | 118 | 56 |
| Delaware, | 10,568 | ..... | 1,472 | 1 | 364 | 125 | 20 |
| Elk, | 1,404 | ..... | 2,985 | ..... | 98 | 11 | 9 |
| Erie, | 6,464 | 2 | 3,071 | 6 | 1,290 | 631 | 21 |
| Fayette, | 3,460 | ..... | 2,377 | ..... | 2,046 | 104 | 29 |
| Forest, | 478 | ..... | 212 | ..... | 100 | 3 | 4 |
| Franklin, | 3,158 | 1 | 2,177 | 3 | 185 | 8 | 3 |
| Fulton, | 698 | ..... | 876 | ..... | 25 | 3 | 1 |
| Greene, | 1,111 | ..... | 1,886 | ..... | 90 | 10 | 1 |
| Huntingdon, | 3,052 | ..... | 1,282 | ..... | 315 | 10 | 8 |
| Indiana, | 3,188 | ..... | 765 | ..... | 245 | 52 | 7 |
| Jefferson, | 3,992 | ..... | 1,850 | ..... | 285 | 18 | 19 |
| Juniata, | 1,320 | ..... | 1,133 | ..... | 56 | 7 | 3 |
| Lackawanna, | 13,669 | 36 | 9,037 | 33 | 562 | 359 | 92 |
| Lancaster, | 11,080 | 11 | 3,062 | 8 | 268 | 277 | 19 |
| Lawrence, | 2,908 | ..... | 853 | ..... | 389 | 288 | 4 |
| Lebanon, | 3,475 | 5 | 1,296 | 2 | 269 | 57 | 11 |
| Lehigh, | 10,177 | 5 | 10,534 | 19 | 138 | 107 | ..... |
| Luzerne, | 16,283 | ..... | 13,899 | ..... | 673 | 990 | 107 |
| Lycoming, | 3,304 | 9 | 3,664 | 14 | 494 | 540 | 17 |
| McKean, | 2,110 | ..... | 674 | 2 | 827 | 59 | 29 |
| Mercer, | 3,608 | ..... | 1,973 | ..... | 311 | 67 | 23 |
| Mifflin, | 1,212 | 1 | 899 | 1 | 120 | 1 | 5 |
| Monroe, | 1,235 | ..... | 2,532 | 4 | 78 | 13 | 14 |
| Montgomery, | 10,411 | 16 | 6,180 | 63 | 250 | 296 | 29 |
| Montour, | 817 | ..... | 1,123 | ..... | 69 | 5 | 8 |
| Northampton, | 5,341 | 6 | 6,768 | 3 | 256 | 80 | 40 |
| Northumberland, | 5,651 | 6 | 5,249 | 1 | 262 | 334 | 49 |
| Perry, | 1,735 | ..... | 1,299 | ..... | 57 | 2 | 2 |
| Philadelphia, | 163,156 | 238 | 26,330 | 8,618 | 1,120 | 2,902 | 420 |
| Pike, | 336 | ..... | 859 | 1 | 17 | 5 | 5 |

## Tabular Statement of Votes Cast for State Treasurer—Continued.

| Counties. | William L. Mathues, Republican. | William L. Mathues, Citizens. | Joel J. Hill, Democratic. | Joel J. Hill, Independence. | Henry D. Patton, Prohibition. | John A. Smith, Socialist. | David E. Gilchrist, Labor. |
|---|---|---|---|---|---|---|---|
| Potter, | 1,084 | ..... | 475 | ..... | 173 | 165 | 7 |
| Schuylkill, | 10,812 | ..... | 10,088 | ..... | 250 | 872 | 112 |
| Snyder, | 1,581 | 4 | 751 | 3 | 24 | 8 | 4 |
| Somerset, | 2,358 | ..... | 820 | ..... | 447 | 33 | 7 |
| Sullivan, | 614 | ..... | 691 | ..... | 86 | 13 | 2 |
| Susquehanna, | 3,369 | ..... | 2,052 | ..... | 326 | 18 | 10 |
| Tioga, | 2,797 | 10 | 1,035 | 7 | 207 | 33 | 44 |
| Union, | 1,445 | 3 | 581 | 4 | 44 | 3 | 3 |
| Venango, | 3,563 | 6 | 1,232 | 7 | 2,633 | 96 | 27 |
| Warren, | 2,308 | ..... | 949 | ..... | 554 | 48 | 20 |
| Washington, | 6,079 | 5 | 2,984 | 4 | 352 | 82 | 33 |
| Wayne, | 1,193 | ..... | 1,302 | ..... | 250 | 14 | 5 |
| Westmoreland, | 8,118 | ..... | 5,331 | ..... | 613 | 264 | 39 |
| Wyoming, | 1,344 | ..... | 1,114 | ..... | 108 | 2 | 2 |
| York, | 6,274 | 1 | 6,573 | 2 | 266 | 242 | 10 |
| Total, | 503,775 | 25,856 | 235,168 | 9,116 | 24,850 | 13,245 | 1,980 |

Scattering Vote:—Bucks county, J. S. Grant, 1; Cambria county, A. A. Grant, 5, L. K. Christoff, 1; Clearfield county, A. A. Grant, 1, Art Grant, 2; Crawford county, D. N. Scott, 1; Dauphin county, Silas Swallow, 1; Erie county, A. A. Grant, 3; Franklin county, A. A. Grant, 2; Lycoming county, S. L. Gage, 1, J. Wanamaker, 1; Montgomery county, C. H. Shade, 1, John H. Harmer, 1; Philadelphia county, A. A. Grant, 5, Harry E. Decker, 1; Union county, J. W. Frederick, 1, P. O. Strickler, 1; York county, R. L. Kissling, 1.

Tabulated and computed January 19, 1904.

MYRON MATSON,
J. M. McELROY,
E. M. HERBST,
Tellers.

Attest:
GEO. D. THORN,
Secretary.

## Tabular Statement of Votes Cast for Auditor General, in the Several Counties of Pennsylvania, at the General Election held on the 3d Day of November, A. D. 1903.

| Counties. | William P. Snyder, Republican. | William P. Snyder, Citizens. | Arthur G. Dewalt, Democratic. | Arthur G. Dewalt, Independence. | Elisha Kent Kane, Prohibition. | William W. Atkinson, Socialist. | William J. Eberle, Labor. |
|---|---|---|---|---|---|---|---|
| Adams, | 1,716 | ..... | 1,813 | ..... | 83 | 18 | 4 |
| Allegheny, | 61,020 | 25,298 | 16,262 | 165 | 1,048 | 1,066 | 256 |
| Armstrong, | 3,223 | 4 | 1,782 | 3 | 121 | 49 | 13 |
| Beaver, | 3,336 | ..... | 1,463 | ..... | 159 | 81 | 12 |
| Bedford, | 3,046 | ..... | 2,252 | ..... | 79 | 60 | 6 |
| Berks, | 4,760 | 5 | 8,930 | 9 | 238 | 339 | 7 |
| Blair, | 3,056 | 62 | 3,935 | 6 | 1,060 | 78 | 79 |
| Bradford, | 2,672 | 2 | 991 | 10 | 388 | 29 | 20 |
| Bucks, | 3,585 | 6 | 6,764 | 27 | 155 | 69 | 7 |
| Butler, | 2,337 | 3 | 1,439 | 5 | 155 | 21 | 6 |
| Cambria, | 3,452 | 1 | 7,714 | ..... | 542 | 79 | 51 |
| Cameron, | 435 | 2 | 204 | ..... | 25 | 5 | 1 |

## Tabular Statement of Votes Cast for Auditor General—Continued.

| Counties. | William P. Snyder, Republican. | William P. Snyder, Citizen. | Arthur G. Dewalt, Democratic. | Arthur G. Dewalt, Independence. | Elisha Kent Kane, Prohibition. | William W. Atkinson, Socialist. | William J. Eberle, Labor. |
|---|---|---|---|---|---|---|---|
| Carbon, | 2,864 | 2 | 2,478 | 1 | 141 | 964 | 22 |
| Centre, | 1,999 | ..... | 2,057 | ..... | 129 | 7 | 2 |
| Chester, | 6,060 | 7 | 2,092 | 51 | 376 | 54 | 10 |
| Clarion, | 1,301 | 1 | 1,652 | 3 | 214 | 3 | 12 |
| Clearfield, | 7,038 | ..... | 6,168 | ..... | 617 | 58 | 51 |
| Clinton, | 1,774 | 6 | 1,708 | 6 | 118 | 50 | 21 |
| Columbia, | 1,005 | ..... | 1,937 | ..... | 156 | 41 | 13 |
| Crawford, | 3,927 | 9 | 3,133 | 3 | 507 | 200 | 10 |
| Cumberland, | 3,987 | ..... | 4,117 | ..... | 273 | 12 | 6 |
| Dauphin, | 13,098 | 6 | 3,669 | 10 | 552 | 118 | 60 |
| Delaware, | 9,829 | ..... | 1,767 | ..... | 397 | 134 | 25 |
| Elk, | 1,321 | ..... | 2,943 | ..... | 100 | 12 | 9 |
| Erie, | 6,131 | 4 | 2,927 | 4 | 1,282 | 631 | 21 |
| Fayette, | 3,396 | ..... | 2,357 | ..... | 2,044 | 101 | 24 |
| Forest, | 449 | ..... | 212 | ..... | 105 | 2 | 4 |
| Franklin, | 3,050 | 2 | 2,162 | 2 | 172 | 5 | 3 |
| Fulton, | 658 | ..... | 828 | ..... | 18 | 2 | 1 |
| Greene, | 1,070 | ..... | 1,848 | ..... | 82 | 7 | 3 |
| Huntingdon, | 2,989 | ..... | 1,277 | ..... | 292 | 12 | 9 |
| Indiana, | 3,128 | ..... | 768 | ..... | 233 | 59 | 4 |
| Jefferson, | 3,840 | ..... | 1,810 | ..... | 297 | 17 | 20 |
| Juniata, | 1,260 | ..... | 1,096 | ..... | 47 | 9 | 6 |
| Lackawanna, | 13,388 | 94 | 8,649 | 42 | 574 | 350 | 39 |
| Lancaster, | 10,973 | 13 | 3,060 | 8 | 254 | 276 | 19 |
| Lawrence, | 2,769 | ..... | 818 | ..... | 371 | 289 | 7 |
| Lebanon, | 3,317 | 4 | 1,255 | 2 | 262 | 48 | 13 |
| Lehigh, | 9,936 | 2 | 10,538 | 10 | 140 | 96 | 43 |
| Luzerne, | 16,072 | ..... | 13,679 | ..... | 623 | 965 | 99 |
| Lycoming, | 3,217 | 9 | 3,689 | 8 | 483 | 530 | 20 |
| McKean, | 1,822 | 1 | 557 | ..... | 1,141 | 54 | 30 |
| Mercer, | 3,504 | ..... | 1,964 | ..... | 305 | 60 | 20 |
| Mifflin, | 1,143 | 1 | 875 | 1 | 128 | 3 | 3 |
| Monroe, | 1,187 | 1 | 2,448 | 1 | 69 | 8 | 20 |
| Montgomery, | 10,246 | 13 | 6,151 | 56 | 243 | 296 | 29 |
| Montour, | 736 | ..... | 1,061 | ..... | 59 | 4 | 9 |
| Northampton, | 5,207 | 5 | 6,779 | 3 | 253 | 74 | 38 |
| Northumberland, | 5,419 | 4 | 5,056 | 1 | 254 | 325 | 61 |
| Perry, | 1,605 | ..... | 1,275 | ..... | 53 | 2 | 2 |
| Philadelphia, | 161,751 | 259 | 26,133 | 8,675 | 1,188 | 2,897 | 418 |
| Pike, | 374 | ..... | 842 | 1 | 16 | 6 | 6 |
| Potter, | 1,031 | ..... | 449 | ..... | 175 | 182 | 5 |
| Schuylkill, | 10,470 | ..... | 9,781 | ..... | 222 | 839 | 99 |
| Snyder, | 1,474 | 1 | 718 | 2 | 23 | 5 | 5 |
| Somerset, | 2,303 | ..... | 810 | ..... | 451 | 30 | 10 |
| Sullivan, | 564 | ..... | 655 | ..... | 78 | 11 | 3 |
| Susquehanna, | 3,307 | ..... | 1,985 | ..... | 331 | 21 | 12 |
| Tioga, | 2,630 | 8 | 1,028 | 4 | 221 | ..... | 62 |
| Union, | 1,417 | ..... | 585 | 4 | 39 | ..... | 4 |
| Venango, | 3,443 | 7 | 1,185 | 3 | 2,634 | 89 | 20 |
| Warren, | 2,242 | ..... | 904 | ..... | 572 | 48 | 17 |
| Washington, | 5,925 | 4 | 2,964 | 3 | 333 | 80 | 32 |
| Wayne, | 1,278 | ..... | 1,031 | ..... | 273 | 17 | 7 |
| Westmoreland, | 7,569 | ..... | 5,125 | ..... | 599 | 265 | 42 |
| Wyoming, | 1,271 | ..... | 1,091 | ..... | 105 | 2 | 1 |
| York, | 6,104 | 1 | 6,477 | 2 | 273 | 250 | 14 |
| Total, | 492,116 | 25,847 | 231,169 | 9,136 | 24,945 | 13,014 | 2,066 |

Scattering Vote:—Bucks county, L. F. Cristoff, 2; Cambria county, L. K. Christoff, 8; Carbon county, Thomas Horn, 1; Clearfield county, J. K. Christoff, 2; Crawford county, D. N. Scott, 1; Erie county, L. Christoph, 3; Franklin county, L. K. Chrestoff, 1; Pike county, L. K. Christoff, 2; Sullivan county, Wm. Vought, 1; York county, Cal. Flory, 1; Philadelphia county, L. W. Christoff, 6, Frank L. Thomas, 2, Samuel Clark, 1.

Tabulated and computed January 19, 1904.

MYRON MATSON,
J. M. McELROY,
E. M. HERBST,
Tellers.

Attest:
GEO. D. THORN,
Secretary.

Messrs. Myron Matson, Edwin M. Herbst and Joseph M. McElroy, the tellers, reported the result as appears from the foregoing statements.

The following resolution was read and agreed to, viz:

Resolved, That the returns under seal filed with the Secretary of the Commonwealth, as provided by law, having been opened, computed and published according to law, in the presence of the Commission, the result just announced by the tellers shall be adopted as the report of the Commission.

The president of the Commission then announced that William L. Mathues, having received the highest number of votes cast for the office of State Treasurer, is therefore duly elected to said office; that William P. Snyder, having received the highest number of votes cast for the office of Auditor General, is therefore duly elected to said office.

## CERTIFICATE OF THE COMMISSION TO OPEN, COMPUTE AND PUBLISH THE RETURNS OF THE LAST GENERAL ELECTION FOR STATE TREASURER AND AUDITOR GENERAL.

Harrisburg, Pa., January 19, A. D 1904.

### CERTIFICATE.

We, the undersigned members of the Commission constituted under the provisions of an act of the General Assembly, entitled "An act to provide for the receiving, opening and publishing of the returns of the election of State Treasurer and Auditor General when elected at the same election," approved the 9th day of May, A. D. 1879, do hereby certify that we met in the U. S. Court Room, Harrisburg, Pennsylvania, at twelve o'clock M. on the third Tuesday of January succeeding the last general election for State Treasurer and Auditor General (the 19th day of January, A. D. 1904), and the returns of the election for State Treasurer and Auditor General, held on the third day of November, A. D. 1903, in the several counties of the Commonwealth of Pennsylvania, having been presented by the Secretary of the Commonwealth, we proceeded to open and compute the same, and upon opening and computing the same, it appeared that of the whole number of votes cast at said election for State Treasurer,

William L. Mathues had five hundred and twenty-nine thousand six hundred and thirty-one votes (529,631).

Joel J. Hill had two hundred and forty-four thousand two hundred and eighty-four (244,284).

Henry D. Patton had twenty-four thousand eight hundred and fifty votes (24,850).

John A. Smith had thirteen thousand two hundred and forty-five votes (13,245).

David E. Gilchrist had one thousand nine hundred and eighty votes (1,980).

J. S. Grant had one vote (1).

A. A. Grant had seventeen votes (17).

L. K. Christoff had one vote (1).

Art Grant had two votes (2).

D. N. Scott had one vote (1).

Silas Swallow had one vote (1).

S. L. Gage had one vote (1).

J. Wanamaker had one vote (1).

C. H. Shade had one vote (1).

John M. Harmer had one vote (1).

Harry E. Decker had one vote (1).

J. W. Frederick had one vote (1).

P. O. Strickler had one vote (1).

R. L. Kissling had one vote (1).

And that of the whole number of votes cast at said election for Auditor General,

William P. Snyder had five hundred and seventeen thousand nine hundred and sixty-three votes (517,963.)

Arthur G. DeWalt had two hundred and forty thousand three hundred and five votes (240,305).

Elisha Kent Kane had twenty-four thousand nine hundred and forty-five votes (24,945).

William W. Atkinson had thirteen thousand and fourteen votes (13,014).

William J. Eberle had two thousand and sixty votes (2,060).

L. F. Christoff had two votes (2).

L. K. Christoff had ten votes (10).

Thomas Horn had one vote (1).

L. K. Chrestoff had one vote (1).

D. N. Scott had one vote (1).

L. Christoph had three votes (3).

L. K. Crestoff had one vote (1).

Wm. Vought had one vote (1).

Cal Flory had one vote (1).

In testimony whereof we have hereunto set our hands this nineteenth day of January, A. D. 1904.

SAMUEL W. PENNYPACKER,
Governor.

JOHN H. WEISS,
President Judge, 12th District of Pennsylvania.

WM. C. SPROUL,
President pro tem. of the Senate.

D. J. THOMAS.
MYRON MATSON.
EDWIN M. HERBST.
A. E. SISSON.

HENRY F. WALTON,
Speaker, House of Representatives.
J. M. McELROY,
J. F. MOYER,
JOHN H. RIEBEL,
S. WESLEY KIRK,
JAMES K. McNEELY,
W. U. WILLETT,
Members of the House of Representatives.

Attest:
GEO. D. THORN,
Secretary.

The committee to fix the compensation of the members of the Commission, officers, etc., reported that they had attended to their duties.

On motion of the Hon. S. Wesley Kirk the following resolution was read and unanimously agreed to:

Resolved, That the secretary be directed to file the proceedings of the Commission in the office of the Secretary of the Commonwealth, and that the Governor be requested to transmit a copy of the same to the next Legislature for the purpose of having the same entered on the Journals thereof.

A motion was then made by the Hon. Jonas F. Moyer that the Commission adjourn.

Agreed to.

GEORGE D. THORN,
Secretary.

Filed in the office of the Secretary of the Commonwealth on the 19th day of January, A. D. 1904.

LEWIS E. BEITLER,
Deputy Secretary of the Commonwealth.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

H. K. Tyler, Allegheny, January 5, 1905.
John F. Sweeny, Pittsburg, January 15, 1905.
Miss Clara I. Houston, Pittsburg, January 15, 1905.

Charles W. Baker, Pittsburg, January 15, 1905.
F. O. Van Gorder, Pittsburg, January 15, 1905.
J. B. Richards, Pittsburg, January 15, 1905.
John M. Prescott, Jr., Pittsburg, January 15, 1905.
William J. Barton, Pittsburg, January 15.
W. B. Horner, Pittsburg, January 15, 1905.
G. L. Rodgers, Pittsburg, January 15, 1905.
J. A. Young, Pittsburg, January 15, 1905.
John McB. Donaldson, Pittsburg, January 15, 1905.
John Neely, Pittsburg, January 15.
W. M. McClure, Pittsburg, January 15.
M. K. Coster, Pittsburg, January 15.
Frank Veverka, Allegheny, January 15, 1905.
F. D. Ecker, Pittsburg, January 15, 1905.
Marion H. Murphy, Pittsburg, January 15, 1905.
Walter Morris, Pittsburg, January 15, 1905.
A. Fraser Leggate, Pittsburg, January 15, 1905.
Joseph P. McKee, Pittsburg, January 15, 1905.
George A. Lashell, Coraopolis, January 15, 1905.
Henry J. Baer, Pittsburg, January 16, 1905.
Mrs. Alice M. Godfrey, Pittsburg, January 19, 1905.
Gustav Edward Krieg, O'Hara township, January 22, 1905.
Henry S. Sweitzer, Pittsburg, January 30, 1905.

Berks County.

Heber Y. Yost, Reading, January 30, 1905.
William M. Zechman, Reading, January 30, 1905.

Blair County.

H. B. Calderwood, Tyrone, January 15, 1905.

Centre County.

George W. Ziegler, Philipsburg, January 15, 1905.
G. G. Pottsgrove, Philipsburg, January 16, 1905.

Chester County.

Ellwood M. Ludwig, Honey Brook, January 6, 1905.
William H. Snyder, Oxford, January 5, 1905.

Crawford County.

R. E. Dickinson, Titusville, January 15, 1905.

Dauphin County.

S. H. Zimmerman, Harrisburg, January 15, 1905.
William A. Croll, Middletown, January 19, 1905.
Miss Carrie E. Hummel, Hummelstown, January 22, 1905.

Erie County.

William C. Jackson, Union City, January 28, 1905.
C. B. Hayes, Erie, January 30, 1905.

Fayette County.

James K. Provance, Masontown, January 15, 1905.
David Williams, Dunbar, January 22, 1905.

Lancaster County.

John W. Appel, Lancaster, January 15, 1905.
C. Reese Eaby, Lancaster, January 15, 1905.
Allan A. Herr, Lancaster, January 15, 1905.

Lehigh County.

David McKenna, Slatington, January 5, 1905.

Northampton County.

Henry D. Maxwell, Easton, January 22, 1905.

Philadelphia County.

George L. Parker, Philadelphia, January 5, 1905.
William Wagner, Jr., Philadelphia, January 5, 1905.
Abram H. Smith, Philadelphia, January 13, 1905.
Frank F. Sorver, Philadelphia, January 13, 1905.
Malcolm Briggs, Jr., Philadelphia, January 14, 1905.
Clarence M. Brown, Philadelphia, January 14, 1905.
Joseph C. Murphey, Philadelphia, January 14, 1905.
Edwin Stearne, Philadelphia, January 14, 1905.
Miss Mary I. Bradley, Philadelphia, January 14, 1905.
Charles J. Miller, Philadelphia, January 14, 1905.
William Buckley, Philadelphia, January 14, 1905.
Smith Craighead, Philadelphia, January 14, 1905.
Thomas S. Wiltbank, Philadelphia, January 14, 1905.
Frank H. Warner, Philadelphia, January 14, 1904.
Miss A. Florence Yerger, Philadelphia, January 15, 1905.
E. D. Patterson, Philadelphia, January 15, 1905.
James F. Dempsey, Philadelphia, January 15, 1905.
Henry G. Hart, Philadelphia, January 15, 1905.
Paul O. Kirschmann, Philadelphia, January 15, 1905.
Lyndell Myers, Philadelphia, January 15, 1905.
Augustine C. Metzinger, Philadelphia, January 15, 1905.
Wright Kugler, Philadelphia, January 15, 1905.
John B. Henkels, Philadelphia, January 15, 1905.
George E. Nitzsche, Philadelphia, January 15, 1905.
A. J. County, Philadelphia, January 21, 1905.
Edwin S. Gault, Philadelphia, January 22, 1905.
J. Howard Reber, Philadelphia, January 23, 1905.
Thomas S. Stout, Philadelphia, January 24, 1905.
William D. Crommie, Philadelphia, January 28, 1905.
Francis H. McCann, Philadelphia, January 29, 1905.
Samuel T. Jaquett, Philadelphia, January 30, 1905.
Thomas S. Nelson, Philadelphia, January 14, 1905.

Schuylkill County.

George F. Krapp, Ashland, January 22, 1905.

Washington County.

George T. Linn, Monongahela City, January 5, 1905.
Ralston Williams, Monongahela City, January 5, 1905.

Wayne County.

Robert A. Smith, Honesdale, January 14, 1905.

Luzerne County.

W. I. Hibbs, Pittston, January 5, 1905.
Joseph H. Jones, Hazleton, January 5, 1905.
William Sharpe, Wilkesbarre, January 15, 1905.

Lycoming County.

Robert K. Reeder, Muncy, January 14, 1905.
Elbert A. Porter, Williamsport, January 15, 1905.
H. Russell Hill, Williamsport, January 15, 1905.

Warren County.

James Herbert Alexander, Warren, January 15, 1905.

Westmoreland County.

P. C. Toner, Latrobe, January 15, 1905.

York County.

Jacob E. Weaver, York, January 14, 1905.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation:

Allegheny County.

John H. Rust, Pittsburg.
T. F. Soles, McKeesport.
A. D. Wilson, Allegheny.
R. A. Braznell, Braddock.

James D. Murray, Jr., Pittsburg.
Arthur B. Reimer, Pittsburg.
Harold Allen, Pittsburg.
Jesse K. Seright, Allegheny.
E. M. Blatt, Pittsburg.
Albert B. Smith, Pittsburg.
Robert J. Coyle, Jr., Pittsburg.
M. L. Avner, Pittsburg.
George F. Pitts, Pittsburg.
J. L. Trefaller, Jr., Pittsburg.
Miss Catherine Staver, Pittsburg.
H. J. Kumer, Duquesne.
Miss Clara B. Hutcheson, Pittsburg.

Armstrong County.

Saverio Capano, Cowanshannock township.
John S. Porter, Kittanning.
O. S. Marshall, Rural Valley.

Blair County.

Robert W. Smith, Hollidaysburg.

Berks County.

Walter B. Craig, Reading.
L. P. G. Fegley, Boyertown.
William W. Fetter, Reading.
J. Milton Miller, Reading.

Cambria County.

W. S. Krise, Johnstown.

Carbon County.

John Gluck, Lansford.

Chester County.

Harry S. Woodword, Coatesville.
Alexander McCormick, Oxford.
Benjamin W. Haines, West Chester.
Miss Caroline S. Dobson, Phoenixville.
Frank E. Bader, Phoenixville.

Crawford County.

Isaac Monderan, Meadville.

Cumberland County.

C. M. Liggett, Carlisle.
E. M. Helm, New Cumberland.

Delaware County.

William B. Harvey, Chester.
Richard Young, Morton.

Erie County.

Clinton D. Higby, Erie.
D. B. Sullivan, Corry.

Huntingdon County.

Robert A. Orbison, Huntingdon.

Jefferson County.

Albert Reynolds, Reynoldsville.

Lackawanna County.

Frank Pettinato, Old Forge.
Aaron V. Bower, Scranton.
Milton W. Lowry, Scranton.
George H. Shires, Scranton.

Lancaster County.

George Ross Eshelman, Lancaster.

Lawrence County.

John H. Bittner, New Castle.
Edwin M. Underwood, New Castle.
James A. Chambers, New Castle.

Lebanon County.

Miss Hattie S. Coover, Myerstown.

Lehigh County.

R. A. B. Hausman, Allentown.
Thomas O. Ginkinger, Allentown.
H. B. Yingling, Allentown.

Luzerne County.

Edmund E. Jones, Wilkesbarre.
George J. Kulp, Wilkesbarre.
Samuel P. Fenn, Pittston.
Daniel L. O'Neill, Wilkesbarre.
Frank H. Bailey, Wilkesbarre.
Oscar H. Dilley, Wilkesbarre.
William A. O'Neill, Wilkesbarre.
Miss Faith A. Bullard, Wilkesbarre.
Theorus D. Garman, Nanticoke.
Lawrence P. Jones, Wilkesbarre.

Lycoming County.

W. C. Gilmore, Williamsport.

McKean County.

W. E. Burdick, Bradford.
F. P. Schoonmaker, Bradford.

Mercer County.

Miss Katherine H. Bundel, Sharon.

Montgomery County.

Anson B. Evans, Norristown.
Benjamin D. Alderfer, Souderton.
William Wright, Conshohocken.

Northumberland County.

John Weiser Bassler, Sunbury.
Frank Feudale, Keiser.

Philadelphia County.

J. Rhea Craig, Jr., Philadelphia.
William J. Power, Philadelphia.
Maurice L. Wurzel, Philadelphia.
Francis P. Malone, Philadelphia.
Charles S. Francis, Philadelphia.
Lovett Frescoln, Philadelphia.
Thomas Sovereign Gates, Philadelphia.
Benjamin John Cooke, Philadelphia.
J. Louis Breitinger, Philadelphia.
Miss Lenette McFarland, Philadelphia.
Charles H. Weiss, Philadelphia.
Charles W. Rainke, Philadelphia.
A. P. Rutherford, Philadelphia.
Joseph H. Klein, Philadelphia.
Rudolph H. Winter, Philadelphia.
W. V. Sickel, Philadelphia.
Frank Craven, Philadelphia.
William Coppleberger, Philadelphia.
H. Maxwell Rowland, Philadelphia.
John B. Moffitt, Philadelphia.
Joseph F. Eckard, Philadelphia.
Joshua R. Morgan, Philadelphia.
John L. Burns, Philadelphia.
Oscar R. Myers, Philadelphia.
Henry S. Callaway, Philadelphia.
Lewis Worthington Colfelt, Philadelphia.
James D. Winchell, Philadelphia.
Thomas A. Mullen, Philadelphia.
Miss Charlotte H. Gillingham, Philadelphia.
Arnold Katz, Philadelphia.
Benjamin W. Snyder, Philadelphia.
William M. Kitzmiller, Philadelphia.
J. George Schempp, Philadelphia.
Arthur McLearn, Philadelphia.

Forrest H. Roberts, Philadelphia.
Henry N. Montgomery, Philadelphia.
Edward C. Zellner, Philadelphia.
E. H. Bailey, Philadelphia.
Charles J. Snyder, Philadelphia.
William H. Loyd, Jr., Philadelphia.
Miss Mattie L. McMorris, Philadelphia.
Charles L. Lockwood, Philadelphia.
Wayne P. Rambo, Philadelphia.
James P. Kimmey, Philadelphia.
Samuel Chestnut, Philadelphia.
George W. Clement, Philadelphia.
Tunis W. Frick, Philadelphia.
Washington Hersh, Philadelphia.
William H. Smith, Philadelphia.
Walter W. Bell, Philadelphia.
E. H. Williamson, Jr., Philadelphia.
John J. Foran, Philadelphia.
James F. Rooney, Philadelphia.
John C. Becker, Philadelphia.
Allan J. Cassidy, Philadelphia.
Edward W. Farrell, Philadelphia.
Thomas R. Cook, Philadelphia.
Richard C. Snyder, Philadelphia.
William O. Hempstead, Philadelphia.
Delos B. Hempstead, Philadelphia.
Reginald B. Chase, Philadelphia.
George F. Pommer, Philadelphia.
Charles R. Heermann, Philadelphia.
Charles R. Renz, Philadelphia.
John J. Turner, Philadelphia.
James G. Attridge, Philadelphia.
James H. Wolfe, Philadelphia.
Guernsey A. Hallowell, Philadelphia.
Frank A. Mullikin, Philadelphia.
C. W. Croasdill, Philadelphia.
David Goodbread, Philadelphia.
Miss Evelyn Morford, Philadelphia.
Miss Margaretha Vogt, Philadelphia.

Schuylkill County.

John H. Ichter, Tamaqua.

Somerset County.

William H. Dill, Meyersdale.
William H. Welfley, Somerset.
Samuel Foust, Meyersdale.

Tioga County.

Miss Eva L. Hughes, Blossburg.

Venango County.

Miss Frances L. King, Franklin.

Washington County.

Harry H. Davis, Washington.
George O. Jones, Washington.

Westmoreland County.

Robert G. Shepard, New Kensington.
John F. Amend, Derry Station .
James Towell, Greensburg.
George D. Hamor, New Kensington.

York County.

William F. Ramsey, York.
A. J. Brenneman, York.
Julius W. Fischer, Hanover.
William G. Allen, Shrewsbury.
Henry R. Kraber, York.
George B. Kraber, York.
M. J. Bailey, Dillsburg.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Beaver County.

E. H. Thomas, New Brighton, January 14, 1905.

Blair County.

W. Frank Vaughn, Altoona, January 15, 1905.

Lackawanna County.

Edward L. Clarke, Scranton, January 15, 1905.

Lancaster County.

John M. Miller, East Hempfield township, January 15, 1905.

Philadelphia County.

Evan B. Lewis, Philadelphia.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation:

Philadelphia County.

Warren H. Cogswell, Philadelphia.

Warren County.

Frank D. Wheelock, Sugar Grove.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Victor E. Woodring, of South Bethlehem, Northampton county, to be notary public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of his confirmation.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Frank A. Hartranft, of Philadelphia, to be a notary public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of his confirmation.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby

to nominate for the advice and consent of the Senate, Samuel E. Perry, of Atlantic City, New Jersey, to be a Commissioner of Deeds for the Commonwealth of Pennsylvania for the term of five years, to compute from the date of his confirmation.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Scott,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations, except those to which objection is made.

Which was agred to.

Whereupon,

A motion was made by Mr. Scott,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmations:

Allegheny County.

John H. Rust, Pittsburg.
T. F. Soles, McKeesport.
A. D. Wilson, Allegheny.
R. A. Braznell, Braddock.
James D. Murray, Jr., Pittsburg.
Arthur B. Reimer, Pittsburg.
Harold Allen, Pittsburg.
Jesse K. Seright, Allegheny.
E. M. Blatt, Pittsburg.
Albert B. Smith, Pittsburg.
Robert J. Coyle, Jr., Pittsburg.
M. L. Avner, Pittsburg.
George F. Pitts, Pittsburg.
J. L. Trefaller, Jr., Pittsburg.
Miss Catherine Staver, Pittsburg.
H. J. Kumer, Duquesne.
Miss Clara B. Hutcheson, Pittsburg.

Armstrong County.

Saverio Capano, Cowanshannock township.
John S. Porter, Kittanning.
O. S. Marshall, Rural Valley.

Blair County.

Robert W. Smith, Hollidaysburg.

Berks County.

Walter B. Craig, Reading.

L. P. G. Fegley, Boyertown.
William W. Fetter, Reading.
J. Milton Miller, Reading.

Cambria County.

W. S. Krise, Johnstown.

Carbon County.

John Gluck, Lansford.

Chester County.

Harry S. Woodward, Coatesville.
Alexander McCormick, Oxford.
Benjamin W. Haines, West Chester.
Miss Caroline S. Dobson, Phoenixville.
Frank E. Bader, Phoenixville.

Crawford County.

Isaac Monderan, Meadville.

Cumberland County.

C. M. Liggett, Carlisle.
E. M. Helm, New Cumberland.

Delaware County.

William B. Harvey, Chester.
Richard Young, Morton.

Erie County.

Clinton D. Higby, Erie.
D. B. Sullivan, Corry.

Huntingdon County.

Robert A. Orbison, Huntingdon.

Jefferson County.

Albert Reynolds, Reynoldsville.

Lackawanna County.

Frank Pettinato, Old Forge.
Aaron V. Bower, Scranton.
Milton W. Lowry, Scranton.
George H. Shires, Scranton.

Lancaster County.

George Ross Eshleman, Lancaster.

Lawrence County.

John H. Bittner, New Castle.
Edwin M. Underwood, New Castle.
James A. Chambers, New Castle.

Lebanon County.

Miss Hattie S. Coover, Myerstown.

Lehigh County.

R. A. B. Hausman, Allentown.
Thomas O. Gilkinger, Allentown.
H. B. Yinglin, Allentown.

Luzerne County.

Edmund E. Jones, Wilkes-Barre.
George J. Kulp, Wilkes-Barre.
Samuel P. Fenn, Pittston.
Daniel L. O'Neill, Wilkes-Barre.
Frank H. Bailey, Wilkes-Barre.
Oscar H. Dilley, Wilkes-Barre.
William A. O'Neill, Wilkes-Barre.
Miss Faith A. Bullard, Wilkes-Barre.
Theorus D. Garman, Nanticoke.
Lawrence P. Jones, Wilkes-Barre.

Lycoming County.

W. C. Gilmore, Williamsport.

McKean County.

W. E. Burdick, Bradford.
F. P. Schoonmaker, Bradford.

Mercer County.

Miss Katherine H. Bundel, Sharon.

Montgomery County.

Anson B. Evans, Norristown.
Benjamin D. Alderfer, Souderton.
William Wright, Conshohocken.

Northumberland County.

John Weiser Bassler, Sunbury.
Frank Feudale, Keiser.

Philadelphia County.

J. Rhea Craig, Jr., Philadelphia.
William J. Power, Philadelphia.
Maurice L. Wurzel, Philadelphia.
Francis P. Malone, Philadelphia.
Charles S. Francis, Philadelphia.
Lovett Frescoln, Philadelphia.
Thomas Sovereign Gates, Philadelphia.

Benjamin John Cooke, Philadelphia.
J. Louis Breitinger, Philadelphia.
Miss Lenette McFarland, Philadelphia.
Charles H. Weiss, Philadelphia.
Charles W. Rainke, Philadelphia.
A. P. Rutherford, Philadelphia.
Joseph H. Klein, Philadelphia.
Rudolph H. Winter, Philadelphia.
W. V. Sickel, Philadelphia.
Frank Craven, Philadelphia.
William Coppleberger, Philadelphia.
H. Maxwell Rowland, Philadelphia.
John B. Moffitt, Philadelphia.
Joseph H. Eckard, Philadelphia.
Joshua R. Morgan, Philadelphia.
John L. Burns, Philadelphia.
Oscar R. Myers, Philadelphia.
Henry S. Callaway, Philadelphia.
Lewis Worthington Colfelt, Philadelphia.
James D. Winchell, Philadelphia.
Thomas A. Mullen, Philadelphia.
Miss Charlotte H. Gillingham, Philadelphia.
Arnold Katz, Philadelphia.
Benjamin W. Snyder, Philadelphia.
William M. Kitzmiller, Philadelphia.
J. George Schempp, Philadelphia.
Archer McLearn, Philadelphia.
Forrest H. Roberts, Philadelphia.
Henry N. Montgomery, Philadelphia.
Edward C. Zellner, Philadelphia.
E. H. Bailey, Philadelphia.
Charles J. Snyder, Philadelphia.
William H. Loyd, Jr., Philadelphia.
Miss Mattie L. McMorris, Philadelphia.
Charles L. Lockwood, Philadelphia.
Wayne P. Rambo, Philadelphia.
James P. Kimmey, Philadelphia.
Samuel Chestnut, Philadelphia.
George W. Clement, Philadelphia.
Tunis W. Frick, Philadelphia.
Washington Hersh, Philadelphia.
William H. Smith, Philadelphia.
Walter W. Bell, Philadelphia.
E. H. Williamson, Jr., Philadelphia.
John J. Foran, Philadelphia.
James F. Rooney, Philadelphia.
John C. Becker, Philadelphia.
Allan J. Cassidy, Philadelphia.
Edward W. Farrell, Philadelphia.
Thomas R. Cook, Philadelphia.
Richard C. Snyder, Philadelphia.
William O. Hempstead, Philadelphia.
Delos B. Hempstead, Philadelphia.
Reginald B. Chase, Philadelphia.

George F. Pomeroy, Philadelphia.
Charles R. Heermann, Philadelphia.
Charles R. Renz, Philadelphia.
John J. Turner, Philadelphia.
James G. Attridge, Philadelphia.
James H. Wolfe, Philadelphia.
Guernsey A. Hallowell, Philadelphia.
Frank A. Mullikin, Philadelphia.
C. W. Croasdill, Philadelphia.
David Goodbread, Philadelphia.
Miss Evelyn Morford, Philadelphia.
Miss Margaretha Vogt, Philadelphia.
George L. Parker, Philadelphia, January 5, 1905.
William Wagner, Jr., Philadelphia, January 5, 1905.
Abram H. Smith, Philadelphia, January 13, 1905.
Frank F. Sorver, Philadelphia, January 13, 1905.
Malcomb Briggs, Jr., Philadelphia, January 14, 1905.
Clarence M. Brown, Philadelphia, January 14, 1905.
Joseph C. Murphey, Philadelphia, January 14, 1905.
Edwin Stearne, Philadelphia, January 14, 1905.
Miss Mary I. Bradley, Philadelphia, January 14, 1905.
Charles J. Miller, Philadelphia, January 14, 1905.
William Buckley, Philadelphia, January 14, 1905.
Smith Craighead, Philadelphia, January 14, 1905.
Thomas S. Wiltbank, Philadelphia, January 14, 1905.
Frank H. Warner, Philadelphia, January 14, 1905.
Miss A. Florence Yerger, Philadelphia, January 15, 1905.
E. D. Patterson, Philadelphia, January 15, 1905.
James F. Dempsey, Philadelphia, January 15, 1905.
Henry G. Hart, Philadelphia, January 15, 1905.
Paul O. Kirschmann, Philadelphia, January 15, 1905.
Lyndell Myers, Philadelphia, January 15, 1905.
Augustine C. Metzinger, Philadelphia, January 15, 1905.
Wright Kugler, Philadelphia, January 15, 1905.
John B. Henkels, Philadelphia, January 15, 1905.
Geo. E. Nitzsche, Philadelphia, January 15, 1905.
A. J. County, Philadelphia, January 21, 1905.
Edwin S. Gault, Philadelphia, January 22, 1905.
J. Howard Reber, Philadelphia, January 23, 1905.
Thos. S. Stout, Philadelphia, January 24, 1905.
Wm. D. Crommie, Philadelphia, January 28, 1905.
Francis H. McCann, Philadelphia, January 29, 1905.
Thomas J. Jaquett, Philadelphia, January 30, 1905.
Thomas S. Nelson, Philadelphia, January 14, 1905.

Schuylkill County.

George F. Krapp, Ashland, January 22, 1905.

Washington County.

George T. Linn, Monongahela City, January 5, 1905.
Ralston Williams, Monongahela City, January 5, 1905.

Wayne County.

Robert A. Smith, Honesdale, January 14, 1905.

Schuylkill County.

John H. Ichter, Tamaqua.

Somerset County.

William H. Dill, Meyersdale.
William H. Welfley, Somerset.
Samuel Foust, Meyersdale.

Tioga County.

Miss Eva L. Hughes, Blossburg.

Venango County.

Miss Frances L. King, Franklin.

Washington County.

Harry H. Davis, Washington.
George O. Jones, Washington.

Westmoreland County.

Robert G. Shepard, New Kensington.
John F. Amend, Derry Station.
James Towell, Greensburg.
George D. Hamor, New Kensington.

York County.

William F. Ramsey, York.
A. J. Brenneman, York.
Julius W. Fischer, Hanover.
William G. Allen, Shrewsbury.
Henry R. Kraber, York.
George B. Kraber, York.
M. J. Bailey, Dillsburg.

The following named persons to be notories public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names respectively:

Allegheny County.

H. K. Tyler, Allegheny, January 5, 1905.
John F. Sweeny, Pittsburg, January 15, 1905.
Miss Clara I. Houston, Pittsburg, January 15, 1905.
Charles W. Baker, Pittsburg January 15, 1905.
F. O. Van Gorder, Pittsburg, January 15, 1905.
J. B. Richards, Pittsburg January 15, 1905.

John M. Prescott, Jr., Pittsburg, January 15, 1905.
William J. Barton, Pittsburg January 15, 1905.
W. B. Horner, Pittsburg, Jannary 15, 1905.
G. L. Rodgers, Pittsburg January 15, 1905.
J. A. Young, Pittsburg January 15, 1905.
Jno. McB. Donaldson, Pittsburg, January 15, 1905.
John Neely, Pittsburg, January 15, 1905.
W. M. McClure, Pittsburg January 15, 1905.
M. K. Coster, Pittsburg, January 15, 1905.
Frank Veverka, Allegheny, January 15, 1905.
F. D. Ecker, Pittsburg January 15, 1905.
Marion H. Murphy, Pittsburg January 15, 1905.
Walter Morris, Pittsburg January 15, 1905.
A. Fraser Leggate, Pittsburg, January 15, 1905.
Joseph P. McKee, Pittsburg, January 15, 1905.
George A. Lashell, Coraopolis, January 15, 1905.
Henry J. Baer, Pittsburg January 16, 1905.
Mrs. Alice M. Godfrey, Pittsburg January 19, 1905.
Gustav Edward Krieg, O'Hara township, January 22, 1905.
Henry S. Sweitzer, Pittsburg January 30, 1905.

Berks County.

Heber Y. Yost, Reading, January 30, 1905.
William M. Zechman, Reading, January 30, 1905.

Blair County.

H. B. Calderwood, Tyrone, January 15, 1905.

Centre County.

Geo. W. Ziegler, Philipsburg, January 15, 1905.
G. G. Pottsgrove, Philipsburg, January 16, 1905.

Chester County.

Ellwood M. Ludwig, Honey Brook, January 6, 1905.
William H. Snyder, Oxford, January 5, 1905.

Crawford County.

R. E. Dickinson, Titusville, January 15, 1905.

Dauphin County.

S. H. Zimmerman, Harrisburg, January 15, 1905.
William A. Croll, Middletown, January 19, 1905.
Miss Carrie E. Hummel, Hummelstown, January 22, 1905.

Erie County.

William C. Jackson, Union City, January 28, 1905.
C. B. Hayes, Erie, January 30, 1905.

Fayette County.

James K. Provance, Masontown, January 15, 1905.
David Williams, Dunbar, January 22, 1905.

Lancaster County.

John W. Appel, Lancaster, January 15, 1905.
C. Reese Eaby, Lancaster, January 15, 1905.
Allan A. Herr, Lancaster, January 15, 1905.

Lehigh County.

David McKenna, Slatington, January 5, 1905.

Northampton County.

Henry D Maxwell, Easton, January 22, 1905.

Luzerne County.

W. I. Hibbs, Pittston, January 5, 1905.
Joseph H. Jones, Hazleton, January 5, 1905.
William Sharpe, Wilkes-Barre, January 15, 1905.

Lycoming County.

Robert K. Reeder, Muncy, January 14, 1905.
Albert A. Porter, Williamsport, January 15, 1905.
H. Russell Hill, Williamsport, January 15, 1905.

Warren County.

James Herbert Alexander, Warren, January 15, 1905.

Westmoreland County.

P. C. Toner, Latrobe, January 15, 1905.

York County.

Jacob E. Weaver, York, January 14, 1905.

The following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation:

Philadelphia County.

Warren H. Cogswell, Philadelphia.

Warren County.

Frank D. Wheelock, Sugar Grove.

Northampton County.

Victor E. Woodring, South Bethlehem.

The following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names respectively:

Beaver County.

E. H. Thomas, New Brighton, January 14, 1905.

Blair County.

W. Frank Vaughn, Altoona, January 15, 1905.

Lackawanna County.

Edward L. Clarke, Scranton, January 15, 1905.

Lancaster County.

John M. Miller, East Hempfield township, January 15, 1905.

Philadelphia County.

Evan B. Lewis, Philadelphia.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Edmiston, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland)—41.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Scott,

That the Senate do advise and consent to the nomination of Samuel E. Perry, of Atlantic City, New Jersey, to be Commissioner of Deeds for the Commonwealth of Pennsylvania for the term of five years, to compute from the date hereof.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Cochran, Crawford, Cumings, Dewalt, Edmiston, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—41.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the State Senate, January 13, 1905.

Resolved (if the House of Representatives concur), That the Legislative Record be printed in the same style as at the last session, and that all reports of special committees and official committees presented in either body be included therein.

He also informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz.:

In the State Senate, January 3, 1905.

Whereas, The Postoffice Department has decided that the Legislative Record must be third class matter, and so instructed the Postmaster at Harrisburg; and,

Whereas, It will now be necessary to prepay the postage; therefore,

Be it Resolved (if the House of Representatives concur), That the chief clerks of the Senate and House of Representatives be directed to make arrangements for the necessary postage, so that the Legislative Record may be mailed according to the requirement of the Postoffice Department, and that the Appropriation Committee (when appointed) provide for the cost of the same in their general appropriation bill.

He also informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz.:

In the State Senate, January 3, 1905.

Resolved (if the House of Representatives concur), That when the General Assembly adjourns to-day it be to meet on Monday, January 16, at 9 o'clock P. M.

He also informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz.:

In the State Senate, January 3, 1905.

Resolved (if the House of Representatives concur), That the General Assembly adjourn sine die on Thursday, April 13, one thousand nine hundred and five, at twelve o'clock noon."

He also informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz.:

In the State Senate, January 3, 1905.

Resolved (if the House of Representatives concur), That five thousand (5,000) copies of the Governor's message be printed; two thousand for the use of the Senate, and three thousand for the use of the House of Representatives.

He also presented the following extract from the Journal of the of the House of Representatives.

In the House of Representatives, January 3, 1905.

Resolved, by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met:

That the Secretary of the Commonwealth be, and he is hereby authorized to postpone the time for advertising and the time for receiving and opening all proposals for executing the public printing and binding, and the allotment of the contract for the term of four years from the first day of July following, until the fourth Tuesday of February, 1905, instead of receiving, opening said bids and allotting execution of the contract on the fourth Tuesday of January, 1905, as now provided by law.

The foregoing resolution having been twice read, considered and agreed to,

Ordered, That the Clerk inform the House of Representatives accordingly.

He also presented the following extract from the Journal of the of the House of Representatives.

In the House of Representatives, January 3, 1905.

Resolved, That the House of Representatives do now proceed to appoint a teller, and make nominations of persons to fill the office of Senator, to represent this State in the Senate of the United States to fill the vacancy arising by reason of the expiration of the time for which Honorable Philander C. Knox was appointed to said office, and that the name of the teller so appointed and of the persons so nominated be communicated to the Senate, in accordance with the provisions of section one of the act of Assembly, approved January 11, A. D. 1867, in such case made and provided, and that Honorable Fred Taylor Pusey be nominated as teller on the part of the House of Representatives.

The Hon. Philander C. Knox was placed in nomination by Hon. Frank P. Ray.

The Hon. James K. P. Hall was placed in nomination by R. Scott Ammerman.

Ordered, That the Clerk inform the Senate accordingly.

He also presented the following extract from the Journal of the of the House of Representatives.

In the House of Representatives, January 3, 1905.

Resolved, That the House of Representatives do now proceed to appoint a teller and make nominations of persons to fill the office of Senator to represent this State in the Senate of the United States for six years from the fourth of March next, and that the name of the teller so appointed and of the persons so nominated be communicated to the Senate, in accordance with the provisions of section one of the act of Assembly, approved January 11, A. D. 1867, in such case made and provided, and that Honorable Fred Taylor Pusey be named as teller on the part of the House of Representatives.

The Hon. Philander C. Knox was placed in nomination by Hon. Frank P. Ray.

The Hon. James K. P. Hall was placed in nomination by Hon. R. Scott Ammerman.

Ordered, That the Clerk inform the Senate accordingly.

On leave given at this time,

On motion of Mr. White,

The following preamble and resolution was twice read, considered and agreed to, viz.:

Whereas, Since the adjournment of this Senate, the Hon. Matthew Stanley Quay, senior Senator from Pennsylvania in the Senate of the United States, has been called away from the scene of his earthly labors and achievements; and,

Whereas, in his life he rendered to this, his native State, conspicuous and invaluable services as a member of the General Assembly, as a soldier in the Civil War, as Secretary of the Commonwealth, as State Treasurer, and as her representative in the Senate of the United States for many years, thus winning for himself one of the foremost places among the citizens and statesmen of his State and country; therefore, be it

Resolved, That the Senate, at a day to be fixed hereafter, shall hold suitable memorial services in honor of this distinguished son and citizen of the Commonwealth; that, out of respect to his memory, the Senate do now adjourn, and that a committee of three be appointed by the Chair to arrange the order of said memorial service.

Whereupon,

The President adjourned the Senate until Monday, January 16, at nine o'clock P. M.

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## MONDAY, JANUARY 16, 1905.

The President in the Chair.

Mr. Woods (Allegheny) asked and obtained leave of absence for Mr. Goehring for this week.

On motion of Mr. Keyser,

The following resolution was twice read, considered and agreed to, viz.:

Resolved, That, in accordance with the practice of previous sessions, all petitions, memorials and remonstrances be handed to the Chief Clerk for reference to their respective committees, without presentation in open session.

On motion of Mr. Scott,

The following resolution was twice read, considered and agreed to, viz.:

Resolved, That the standing committee of the Senate, known as the Committee on Centennial Affairs, be designated and known hereafter as the Committee on Exposition Affairs, and that the President pro tempore of the Senate shall be authorized, and is hereby directed to appoint eleven members of the Senate theron.

On motion of Mr. Herbst,

The following preamble and resolution was twice read, viz.:

Whereas, Article two, section four of the Constitution of Pennsylvania, provides that in case of a vacancy in the office of United States Senator from this Commonwealth, in a recess between sessions, the Governor shall convene the two houses, by proclamation, on notice not exceeding sixty days, to fill the same.

Whereas, such a vacancy did occur during the summer of 1904 by the death of Hon. M. S. Quay, and the two houses were not convened by the Governor, but an appointment was made by him for which there is no warrant in the Constitution of Pennsylvania; therefore,

Resolved, That the Senate of Pennsylvania deplores this infringement upon the rights of the legislative department by the Executive, and condemns as usurpation the act of making an appointment, the right to do which is by the Constitution of Pennsylvania vested solely and alone in the two houses.

On the question,

Will the Senate agree to the resolution?

A motion was made by Mr. Sproul,

That the question, together with the further consideration of said resolution, be laid on the table.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. Herbst and Mr. Cochran, and were as follows, viz.:

YEAS.

Messrs. Bolard Brown, Catlin, Cumings, Edmiston, Fisher, Godcharles, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thompson, Wilbert, Woods (Allegheny), and Woods (Westmoreland)—32.

NAYS.

Messrs. Cochran, Dewalt, Freeland, Grim, Hall, Herbst, Hill and Zern—8.

So the question was determined in the affirmative.

The Chair laid before the Senate the fifty-seventh annual report of the auditors of the Western Savings Fund Society, of Philadelphia, for the year 1903.

Which was laid on the table.

(See Official Documents.)

The Chair laid before the Senate the Report of Tolls received on the Lehigh Navigation during the years 1903 and 1904.

Which was laid on the table.

(See Official Documents.)

The Chair laid before the Senate the fifty-ninth annual report of the Saving Fund Society of Germantown.

Which was laid on the table.

(See Official Documents.)

The Chair laid before the Senate the return of the writ of the special election for Senator in the Thirty-fourth Senatorial District, held on November 8, 1904, to fill the vacancy caused by the death of Hon. Alexander E. Patton.

Laid on the table.

The Chair laid before the Senate the following communication:

Philadelphia, Pa., April 26, 1904.

Hon. William M. Brown, Lieutenant Governor of Pennsylvania, New Castle, Pennsylvania.

Dear sir: I hereby tender my resignation as Senator from the Nineteenth Senatorial District of Pennsylvania, to take effect April 30, 1904. Very respectfully yours, W. P. SNYDER.

Laid on the table.

The Chair laid before the Senate the following communications, in writing, from His Excellency, the Governor, which were filed with the Chief Clerk during the recess, which were read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Concurrent Resolution from the Senate and House of Representatives, providing for the proper mailing of the Legislative Record.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Concurrent Resolution from the Senate and House of Representatives, providing for the printing of five thousand copies of the Governor's message, two thousand for the use of the Senate and three thousand for the use of the House of Representatives.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 3, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Concurrent Resolution from the Senate and House of Representatives, providing for the printing of the Legis-

lative Record and reports of special committees and official communications presented to either body.

SAML. W. PENNYPACKER.

Laid on the table.

A motion was made by Mr. Scott,

That when the Senate adjourn to-night it be to meet to-morrow afternoon at 2:30 o'clock.

Which was agreed to.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 16, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate David Cameron, of Wellsboro, to be President Judge of the Fourth Judicial District of Pennsylvania, composed of the County of Tioga, to serve until the first Monday in January, 1906, vice Jerome B. Niles, deceased. SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 16, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James C. Crawford, to be Justice of the Peace in and for the Borough of Delta, County of York, to serve until the first Monday in May, 1905, vice A. J. Matson, resigned.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 16, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the

Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

John M. Clifford, Braddock, July 22, 1905.
Gustav W. Hammer, Pittsburg, January 22, 1905.
Miss Clara E. McCargo, Pittsburg, January 22, 1905.
Thomas H. Sankey, Pittsburg, January 22, 1905.
Miss Edith F. Garwood, Pittsburg, January 22, 1905.
John V. McCormick, Pittsburg, January 23, 1905.
Charles Large, Pittsburg, January 24, 1905.
Henry Weiskettle, Pittsburg, January 29, 1905.
John T. Trevaskis, Turtle Creek, January 29, 1905.
Arthur R. May, McKeesport, January 30, 1905.
Jacob Klein, Pittsburg, February 5, 1905.
Mrs. Stella R. Brilhart, Pittsburg, February 5, 1905.
L. H. Burnett, Pittsburg, February 5, 1905.
Albert J. Walker ,Pittsburg, February 6, 1905.
J. Woods McCormick, Pittsburg, February 20, 1905.
George Johnston, Pittsburg, February 27, 1905.
J. H. Harrison, Pittsburg, February 27, 1905.
Samuel M. Meals, Pittsburg, February 27, 1905.
H. M. Corwin, Pittsburg, February 27, 1905.
Edward G. Lang, Allegheny, February 27, 1905.
Miss Margaret Hughes, Pittsburg, February 27, 1905.
Ferd. H. Phillips, Pittsburg, February 27, 1905.
Fred O. Henzi, Pittsburg, February 27, 1905.
Henry F. Weaver, Pittsburg, February 27, 1905.
Miss Lizzie Fleming, Pittsburg, February 27, 1905.
E. F. Portman, Carnegie, February 27, 1905.
Albert P. Myer, Pittsburg, February 27, 1905.
R. F. Emery, Wilmerding, February 27, 1905.
Fred. Gerdts, Duquesne, February 27, 1905.
Frank P. Blackmore, Pittsburg, February 27, 1905.
Miss May Magee, Pittsburg, February 27, 1905.
George P. Herriott, Pittsburg, February 27, 1905.
George B. Bleming, Pittsburg, March 19, 1905.
D. B. Oaks, Pittsburg, January 22, 1905.

Armstrong County.

Miss Myrtle D. Thompson, Kittanning, February 27, 1905.

Fayette County.

Miss A. M. Reed, Beaver, February 27, 1905.

Blair County.

J. Foster Meck, Altoona, January 22, 1905.

Bradford County.

W. Howard Allen, Athens, January 29, 1905.
H. K. Mitchell, Troy, February 5, 1905.

Bucks County.

John L. DuBois ,Doylestown, February 26, 1905.

Chester County.

Samuel P. Green, Kennett Square, January 29, 1905.
John H. Voorhees, Kennett Square, February 11, 1905.

Crawford County.

Andrew B. Howland, Titusville, February 5, 1905.
J. D. Bowman, Linesville, February 27, 1905.

Dauphin County.

Frank P. Snodgrass, Harisburg, January 22, 1905.
H. L. Nissley, Harrisburg, January 22, 1905.
F. J. Schaffner, Hummelstown, January 22, 1905.
Eugene Snyder, Harrisburg, January 22, 1905.
F. W. Linesman, Harrisburg, January 22, 1905.
George W. Shultz, Halifax, January 22, 1905.
Charles C. Stroh, Harrisburg, February 27, 1905.

Fayette County.

James M. Springer, Belle Vernon, January 29, 1905.
J. Robinson Balsley, New Haven, February 5, 1905.
Arpad G. Kail, Uniontown, February 27, 1905.

Jefferson County.

Smith M. McCreight, Reynoldsville, January 30, 1905.

Lackawanna County.

S. B. Bulkley, Dunmore, January 22, 1905.

Lancaster County.

William K. Seltzer, Ephrata, January 31, 1905.
Charles S. Martin, Lancaster, February 27, 1905.
M. N. Brubaker, Mount Joy, February 27, 1905.

Lehigh County.

Phaon C. Weaver, Emaus, February 27, 1905.

McKean County.

Moses Sullivan, Bradford, February 5, 1905.

Monroe County.

William A. Shafer, Stroudsburg, February 27, 1905.

Northampton County.

James S. Downs, Easton, January 22, 1905.

Northumberland County.

D. C. Kaseman, Shamokin, January 30, 1905.
J. Q. Adams, Shamokin, January 30, 1905.

Philadelphia County.

Willis B. Heidinger, Philadelphia, January 21, 1905.
Charles A. Hunsberger, Philadelphia, January 22, 1905.
Frank T. Matthews, Philadelphia, January 22, 1905.
George F. Knight, Philadelphia, January 22, 1905.
George H. Hill, Jr., Philadelphia, January 22, 1905.
Thomas B. Foulkrod, Philadelphia, January 28, 1905.
Michael F. McCullen, Philadelphia, January 28, 1905.
George Mecke, Philadelphia, January 29, 1905.
Myer A. Levi, Philadelphia, January 29, 1905.
Samuel R. Reed, Philadelphia, January 29, 1905.
Joseph T. Taylor, Philadelphia, January 30, 1905.
James G. Keys, Philadelphia, January 31, 1905.
Pemberton S. Betts, Philadelphia, February 4, 1905.
Isaac Sion, Philadelphia, February 5, 1905.
William M. Taylor, Philadelphia, February 5, 1905.
M. Walter Miller, Philadelphia, February 6, 1905.
Jacob A. Fritz, Philadelphia, February 26, 1905.
J. Fred Dieterich, Philadelphia, February 26, 1905.
Jacob Mann, Philadelphia, February 26, 1905.
E. Warner Bonsall, Philadelphia, February 26, 1905.
Charles Weissinger, Philadelphia, February 26, 1905.
Joseph W. Mills, Philadelphia, February 26, 1905.
Edward Watson Anstice, Philadelphia, February 26, 1905.
Lewis Neilson, Philadelphia, February 26, 1905.
Edward F. Simpson, Jr., Philadelphia, February 27, 1905.
Charles P. Ulmer, Philadelphia, February 27, 1905.
Albert S. Wray, Philadelphia, February 27, 1905.
Harry M. Kurtz, Philadelphia, February 27, 1905.
Henry W. Bauer, Philadelphia, February 27, 1905.
Francis M. Hutchinson, Philadelphia, February 27, 1905.
Thomas Shallcross, Jr., Philadelphia, February 27, 1905.
Miss Katharine F. Sellers, Philadelphia, February 27, 1905.
Arthur E. Paige, Philadelphia, February 27, 1905.
William E. Stokes, Philadelphia, February 27, 1905.

Potter County.

Art S. Burt, Lewisville, January 21, 1905.

Schuylkill County.

Albert W. Felix, Schuylkill Haven, February 27, 1905.

Wayne County.

John Tompkins, Manchester township, February 27, 1905.

Westmoreland County.

E. E. Allhouse, Greensburg, January 22, 1905.
Frank Bumer, Monessen, February 12, 1905.

Wyoming County.

H. Stanley Harding, Tunkhannock, February 5, 1905.

York County.

W. S. Owen, York, February 27, 1905.

SAML. W. PENNYPACKER.

Comonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 16, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor thereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation:

Allegheny County.

H. D. Stoughton, Pittsburg.
W. L. Alexander, Bellevue.
Frank A. Kelly, Allegheny.
J. C. McCormick, Jr., Pittsburgh.
Charles T. Moore, McKeesport.
James N. Bebout, Pittsburg.
C. C. Lee, Pittsburg.
Albert H. Eames, Pittsburg.
George B. Lewis, Pittsburg.
Walter M. Meredith, Pittsburg.
David B. Douthett, Wilkinsburg.
George H. Rankin, Pittsburg.
H. E. Seibert, Pittsburg.
Mrs. Jennie B. Strobel, Pittsburg.
H. T. Morris, Pittsburg.
Michael B. Cull, Pittsburg.
Charles Dunbar, Allegheny.
Myles McConnon, Homestead.
Miss Bertha J. Jones, Pittsburg.
Miss Margaret M. Heazlett, Pittsburg.
C. J. Cross, Allegheny.
Miss Ida M. Barr, Pittsburg.
S. W. Gault, Pittsburg.
Geo. H. Lepper, Pittsburg.
B. L. Succop, Pittsburg.

Blair County.

Miss Mary L. Goos, Altoona.

Chester County.

W. J. Eppihimer, Honeybrook.
Josiah Phillips, Downingtown.
Jesse I. Dauman, Honeybrook.

Clarion County.

D. W. Goheen, New Bethlehem.

Columbia County.

George W. Henrie, Millville.

Crawford County.

Patrick C. Sheehan, Conneauville.
G. Earl Shaffer, Meadville.
John O. McClintock, Meadville.

Dauphin County.

R. S. Care, Harrisburg.

Delaware County.

J. Spencer Miller, Media.
Benjamin Johnson, Jr., Marcus Hook.
E. A. Howell, Chester.

Indiana County.

William F. M. Gatti, Rayne Township.
Chas. H. Moore, Blairsville.

Jefferson County.

H. H. Brosius, Brookville.
Jacob L. Fisher, Punxsutawney.
Felix C. V. Gatti, Young Township.

Lackawanna County.

Hugh B. Andrews, Scranton.

Lancaster County.

Scott Patton, Columbia.
C. G. Bassler, Lancaster.
John H. Myers, Lancaster.

Luzerne County.

Samuel L. Fedder, Nanticoke.
James L. Morris, Wilkes-Barre.
John R. Sharpless, Hazleton.
William P. Walsh, Wilkes-Barre.
Abner Smith, Hazleton.
Robert J. Blair, Wilkes-Barre.

McKean County.

Chas. T. Evans, Bradford.
James George, Bradford.

Montgomery County.

George R. Ralston, Norristown.
Freas Steyer, Norristown.
Harvey L. Shomo, Norristown.
John Walton, Horsham.
E. F. Slough, Norristown.
William A. Riddington, Lansdale.

Northampton County.

Ashler Mutchler, Easton.

Northumberland County.

E. K. Bright, Northumberland.

Philadelphia County.

Howard McMorris, Philadelphia.
Joseph M. Smith, Philadelphia.
Frederick M. Pile, Philadelphia.
Louis D. Hadway, Philadelphia.
Andrew P. Chism, Philadelphia.
Arthur F. Schneider, Philadelphia.
Martin McWilliams, Philadelphia.
Louis Di Berardino, Philadelphia.
S. Walter Foulkrod, Philadelphia.
Mrs. Bessie. M. Snover, Philadelphia.
Carlyle H. Ross, Philadelphia.
Miss Bertha R. Shaw, Philadelphia.
Julius B. Price, Jr., Philadelphia.
John M. Snyder, Philadelphia.
D. S. Lindsay, Philadelphia.
Frank A. Hartranft, Philadelphia.
Mrs. Emma E. Crout, Philadelphia.
Daniel A. Minnick, Philadelphia.
Charles H. White, Philadelphia.
Henry B. Luffberry, Philadelphia.
Lewis A. Taulane, Philadelphia.
G. A. Schwab, Philadelphia.
Alexander F. Russell, Philadelphia.
William R. Snyder, Philadelphia.
Edgar W. Lank, Philadelphia.
Edward Fell Lukens, Philadelphia.
Lewis B. Fife, Philadelphia.
Harry S. Duvall, Philadelphia.
Price I. Patton, Philadelphia.
Harry T. Reynolds, Philadelphia.
Thos. McFarland, Philadelphia.

Alphonsus P. Burchell, Philadelphia.
John A. Wiedersheim, Philadelphia.
Malcolm G. Campbell, Philadelphia.
Frederick J. King, Philadelphia.
Samuel S. Fineman, Philadelphia.
William E. Boring, Philadelphia.
Frank B. Stockley, Philadelphia.
A. Oliver Winchester, Philadelphia.
Miss Emma D. Chappell, Philadelphia.
John McKee, Philadelphia.
Alex. C. Wheller, Philadelphia.
F. M. Brower, Philadelphia.
Chas. Cobb Van Ripper, Philadelphia.

Tioga County.

Alfred J. Shattuck, Wellsboro.

Warren County.

Leon G. Ball, Warren.
Mrs. Maude R. Ittel, Warren.

Washington County.

Edgar B. Murdock, Washington.
Boyd E. Warne, Washington.
Frank G. Dewar, Donora.

Westmoreland County.

W. M. Jordan, Mount Pleasant.
John C. Frederick, Irwin.
Charles W. Saxman, Latrobe.

Wyoming County.

John B. Jennings, Mehoopany Township.

York County.

John W. Shetter, York.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Department,
Harrisburg, January 16, 1905.

To the Honorable,the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation:

Adams County.

William W. Resser, East Berlin.
John D. Keith, Gettsburg.
Leo F. Stock, Gettysburg.

Allegheny County.

Joseph R. McQuade, Pittsburg.
Robert Moore, Pittsburg.
E. J. Humbert, Pittsburg.
A. J. Maloney, Pittsburg.
Chas. F. Engel, McKees Rocks.
Miss Agnes C. Way, Pittsburg.
A. J. Hunter, Homestead.
William Robinson, Sharpsburg.
C. S. Marshall, Pittsburg.
Calvert Bradshaw, Pittsburg.
Charles J. Carlson, McKeesport.
George Jacobs, Homestead.
Allan B. Angney, Pittsburg.
Thomas E. Keating, Pittsburg.
W. R. Johnston, Bellevue.
William B. Yoder, Pittsburg.
Chas. Gibbs Carter, Pittsburg.
Miss Emily V. Murray, Pittsburg.
Birney Hines, East Pittsburg.
Miss Clara Stamets, Braddock.
Ralph P. Tannehill, Pittsburg.
Miss Katherine A. Murray, Pittsburg.
John M. Love, Pittsburg.
John Kadlecik, Pittsburg.
F. P. Sproul, Pittsburg.
Kenneth McLennan Lean, Pittsburg.
T. L. Pillow, Allegheny City.
E. W. Wright, Pittsburg.
W. C. McClure, Pittsburg.
B. F. Richards, Pittsburg.
Louis Amshel, Stowe township.
Wm. A. Knorr, Swissvale.
F. C. Hodkinson, Pittsburg.
Robert M. Jones, Pittsburg.
Howard Neely, Pittsburg.
Chas. H. Sachs, Pittsburg.
Glen G. Wallace, Allegheny City.
Robert H. Leitch, Pittsburg.
Arthur V. McKee, Jefferson township.
J. H. Felmeth, Pittsburg.
W. D. Rent, Pittsburg.
Saul Schein, Pittsburg.
C. P. Kennedy, Pittsburg.
Geo. H. Beltzhoover, Pittsburg.
Fred. W. Assel, Pittsburg.
Charles Schwan, Pittsburg.
Walter S. Lobingier, Pittsburg.

Miss Marie B. Singer, Braddock.
S. W. Shaw, Pittsburg.
Albert J. Brush, South Fayette township.
Andrew Yerkins, Sharpsburg.
Thomas M. Wright, Franklin township.
Fred. Bruckman, Pittsburg.
Roland K. Andrus, Pittsburg.
Arthur B. Pitts, Duquesne borough.
John S. Andrews, Bridgeville.
Joseph H. Bialas, Pittsburg.
Sion B. Smith, Pittsburg.
Charles H. Ebert, Pittsburg.
Will J. Stroup, Pittsburg.
Lee D. Hemingway, Pittsburg.
Mrs. Alma T. DeNoon, Pittsburg.
H. Bedford Duff, Pittsburg.
Hiram A. Taylor, East Pittsburg.
H. R. Bigham, Carnegie.
J. G. Marshall, Pittsburg.
Miss Mary V. Cox, Pittsburg.
R. L. Berkebile, McKees Rocks.
Nunzio A. Pacella, Pittsburg.
Harry B. Wassell, Pittsburg.
J. C. Sherriff, Pittsburg.
Charles B. Fischer, Pittsburg.
Miss Alice S. Adams, Pittsburg.
Edmund D. Nugent, Braddock.
Harry M. Berman, Pittsburg.
Samuel R. McClure, Pittsburg.
J. Merrill Wright, Pittsburg.
Richard Mierzwa, Pittsburg.
Richard C. Hall, Pittsburg.
R. J. Macrory, Pittsburg.
J. M. Magee, Pittsburg.
John D. Mars, Pittsburg.
John D. Evans, Pittsburg.
H. A. Shaffer, Pittsburg.
Miss Jean Craig, Pittsburg.
N. R. Criss, Pittsburg.
S. A. Gilmore, Pittsburg.
R. C. Biley, Pittsburg.
John Reinehr, Brackenridge.
H. Lotz Kiefer, Allegheny.
Cairoli Gigliotti, Pittsburg.
Harry A. Porter, Pittsburg.
I. M. Sarraf, Pittsburg.
J. S. McCaleb, Pittsburg.
Harry Myers, McKeesport.
Walter Parsons, Pittsburg.
Charles A. Young, Pittsburg.
Frank J. Pucher, Pittsburg.
G. Howard Stewart, Pittsburg.
F. A. McKenry, Pittsburg.
John W. Brainbridge, Homestead.

Jno. W. Cunningham, Pittsburg.
Frank C. Kunkel, Pittsburg.
A. Chas. Keplitz, Pittsburg.
Chas. A. Stewart, Pittsburg.
S. Leo Ruslander, Pittsburg.
A. B. Campbell, Jr., McKeesport.
Antonio Lombardo Sunseri, Pittsburg.
Frank E. Willer, Pittsburg.
G. P. Jackson, Pittsburg.
Leo F. Tomaszeski, Pittsburg.
S. Foster Dickie, Pittsburg.
W. M. McMillin, Pittsburg.
Charles B. Clarke, Pittsburg.
Miss Jane A. McFarland, Pittsburg.
W. W. Wade, Allegheny.
Owen S. Cecil, Pittsburg.
Joseph L. Campbell, Jr., North Braddock.
A. M. Carline, Jr., Pittsburg.
Miss Alice A. Trill, Pittsburg.
Harry H. Lovett, Wilkinsburg.
Thomas H. Kennedy, Wilmerding.
Thomas J. Jones, Stowe township.
Mrs. Dora F. Bayard, Pittsburg.
Joseph P. Vilk, Pittsburg.
James A. Penwell, Pittsburg.
Miss Mable B. Rhoads, Pittsburg.
Miss Rosena S. Butz, Pittsburg.
Miss Eleanor M. Ferguson, Pittsburg.
Albert G. Liddell, Pittsburg.
John M. Nowak, Pittsburg.
W. A. Feltyberger, Pittsburg.
Miss Flora B. Day, Pittsburg.
C. T. Clack, Pittsburg.
W. J. Holland, Braddock.
Oswald Ende, Carnegie.
Stephen von Dobo, Pittsburg.
James Lippincott, Pittsburg.
David Williams, East Pittsburg.
W. H. Farnsworth, East Pittsburg.
W. S. Gheen, Pittsburg.
B. H. Pettes, Pittsburg.
John A. Best, Jr., Pittsburg.
Miss Emma Newell, Pittsburg.
Israel A. Simon, McKeesport.
D. O. Jones, Pittsburg.
Fred. H. McQuiston, Pittsburg.
Ernest Payne, Crafton.
Miss Harriet E. Milholland, Pittsburg.
Miss Luvia F. Crawford, Wilkinsburg.
Miss Emma M. Hall, Pittsburg.
Miss Mary Deely, Pittsburg.
L. H. Harper, Allegheny.
George N. Jones, McKeesport.
George J. Taylor, Pittsburg.

Miss Edith Boyd, Pittsburg.
R. N. Gwynn, Pittsburg.
H. B. Haller, Wilkinsburg.
Morris Aronson, Pittsburg.
William N. Howard, Pittsburg.
Miss Della E. Smith, Pittsburg.
Albert E. Claney, Pittsburg.
Miss Pearl M. Earll, Pittsburg.
James W. Watson, Crafton.
F. M. Hamilton, Pittsburg.
Charles Barnett, Pittsburg.
A. A. Corey, McKeesport.
Miss E. J. Powell, Pittsburg.
George L. Neff, Duquesne.
Miss Georgia G. Ralph, Pittsburg.
Don Rose, Pittsburg.
Miss Ida L. Sherrer, Pittsburg.
P. T. Siebert, Pittsburg.
Louis F. Wentz, Pittsburg.
James C. Bottomley, Glassport.
Marcus Mazer, Pittsburg.
John Gates, Jr., Pittsburg.

Armstrong County.

S. F. Clark, Freeport.
Harvey Ranklin, Kittanning.
K. G. Fleming, Kittanning.
Miss Blanche Brown, Kittanning.
Samuel J. McDowell, Leechsburg.
Miss Mary W. Henry, Apollo.

Beaver County.

James W. Doncaster, Rochester.
C. H. William Ruhe, New Brighton.
John F. Maloney, Harmony township.
Earl R. Leyda, Beaver Falls.
F. M. Grim, Freedom.
H. H. Swaney, Beaver.
W. H. Anderson, Darlington.
Miss Lola M. Criss, Beaver Falls.
R. H. McCaskey, Freedom.

Bedford County.

B. F. Gibboney. Saxton.

Berks County.

Miss Jennie M. Symons, Reading.
I. B. Klinger, Bethel township.
Mrs. Martha S. Hoverter, Reading.
Harry E. Hart, Birdsboro.
Robert N. Heckman, Reading.

Van R. Lorah, Cumru township.
Franklin E. Kreider, Reading.
W. A. C. Oaks, Reading.
Edwin L. Lindemuth, Reading.
E. B. Welder, Reading.
L. S. Mabry, Longswamp township.
Albert S. Heffner, Kutztown.
B. M. Gruber, Perry township.
Rocco A. Frasso, Reading.
Oscar Wanner, Reading.
Harry F. Diefenderfer, Reading.

Blair County.

J. C. Wray, Altoona.
D. Lloyd Claycomb, Altoona.
J. B. Raymond, Altoona.
Wm. M. Flanigan, Altoona.
Patrick J. Ryder, Juniata borough.

Bradford County.

H. P. Newell, Towanda.
Charles T. Hull, Athens.

Bucks County.

J. Burton Stackhouse, Langhorne.
Harvey S. Kiser, Doylestown.
Asher K. Anders, Doylestown.

Butler County.

Clarence G. Magee, Slippery Rock.
Lewis P. Litzinger, Butler.
Chas. H. Miller, Butler.
James O. Campbell, Butler.
John Murrin, Butler.
H. C. Lensner, Saxonburg.
Robert C. McAboy, Butler.

Cameron County.

C. W. Shaffer, Emporium.

Cambria County.

Emery West, Johnstown.
Miss Jessie Cooper, Johnstown.
George A. Hager, Johnstown.
F. J. Hartman, Ebensburg.
Philip N. Shettig, Ebensburg.
I. N. Rodkey, Spangler.
John J. Green, Portage.
William B. Oakes, Carroll township.
Miss Jessie N. Helsel, Johnstown.

Chester County.

Lloyd R. Lewis Atglen.
Joseph Leeke, Oxford.
Miss Fanny W. Kerr, Oxford.
Miss Lydia R. Parker, West Chester.
Edwin D. Baldwin, Coatsville.
Howard S. Groff, West Chester.
George R. Maxton, Easttown township.
T. Walter Gilkyson, Phoenixville.

Clarion County.

Miss Mary B. Page, Clarion.
Joseph F. Jamison, Clarion.

Clearfield County.

V. Stevens, Coalport.
Ira J. Smith, Clearfield.
Walter Welch, Curwensville.
James H. Kelley, Clearfield.
S. F. Russell, Dubois.
Lewis Borgner, Morris township.
George E. Merritt, Cooper township.

Clinton County.

Miss Myrtle D. Achuff, Lock Haven.
Miss Bessie McCloskey, Lock Haven.

Columbia County.

William B. Snyder, Locust township.
Harry E. Long, Benton.

Crawford County.

John A. Northam, Meadville.
Miss Gertrude Baird, Cambridge Springs.
John M. Chick, Titusville.
Mrs. Leona M. Richmond, Meadville.
Henry West, Spring borough.
Harry Gerson, Titusville.

Cumberland County.

James H. Woodburn, Newville.
Jas. L. Young, Mechanicsburg.
Miss Ida G. Kast, Mechanicsburg.
A. Grant Richwine, Mechanicsburg.

Dauphin County.

Albert B. Smith, Steelton.
Arthur R. Meredith, Harrisburg.

Miss Ruby Seacreet, Harrisburg.
Jacob M. Miller, Lykens.
J. P. Knisely, Steelton.
Harry M. Bretz, Harrisburg.
B. F. Moyer, Lower Paxton township.
John E. Gipple, Harrisburg.
Ray K. Buffington, Elizabethville.
M. R. Alleman, Steelton.
John R. Geyer, Harrisburg.

Delaware County.

John H. Mirkil, Chester.
Albert P. Hill, Colwyn.
Joseph B. Glover, Collingdale.
Henry S. Kent, Swarthmore.
J. Rohrman Robinson, Media.
Charles N. Gorton, Darby.
John B. Hannum, Jr., Chester.

Elk County.

George C. Smith, Johnsonburg.
William J. Matson, Millstone township.
W. B. Nicol, Horton township.
Miss Mable Eaton Dixon, Ridgway.

Erie County.

Miss B. P. Beckers, Erie.
P. V. Grifford, Erie.
L. E. Cushman, North East.
Thos. C. Miller, Erie.
C. R. Dench, Erie.
L. B. Jones, Erie.
John Hamberger, Erie.
Francis T. Nagorski, Erie.
John Doll, Erie.

Fayette County.

Jos. Joscak, Connellsville.
Frank E. Scroggs, Fayette City.
M. E. Griglak, New Haven.
J. D. Springer, Uniontown.
Miss Sarah E. Barnes, Uniontown.
John Boyle, Uniontown.
Rosario Visconti, Dunbar.

Franklin County.

Wayne Heyser Bowers, Chambersburg.

Greene County.

B. B. W. Denny, Waynesburg.
T. G. Phillips, Spring Hill township.
A. Ray Mapel, Waynesburg.
John L. Wood, Waynesburg.
George B. Drake, Waynesburg.
Miss Gay Helphenstine, Waynesburg.

Indiana County

John W. Maquilken, Glen Campbell.
Henry Myers, Mechanicsburg.
Frank Fera, Rossiter.
E. B. McCormick, Cherry Tree.
B. B. McConnaughey, Homer City.
C. W. Empfield, Cherry Hill township.
Miss Annie E. Vogel, Indiana.
S. V. Dye, Indiana.

Jefferson County.

John R. Lowry, Punxsutawney.
Antonio Cesario, Punxsutawny.
George W. Fink, Punxsutawney.
Perry Williams, Brookville.

Lackawanna County.

Walter Arden Wolfe, Scranton.
R. G. Crossley, Carbondale.
Orlando B. Partridge, Scranton.
James J. O'Malley, Scranton.
James B. Murrin, Carbondale.
Wm. B. Fitzpatrick, Carbondale.
Ezra H. Connell, Scranton.
John T. Fahrenholtz, Scranton.
Miss Nellie A. Clarke, Dunmore.
Stephen Dyer, Scranton.
John B. Jorden, Scranton.
Charles E. Daniels, Scranton.
Harry Needle, Olyphant.

Lancaster County.

A. C. Ilyus, Manheim township.
Mrs. Kate K. Eby, Salisbury township.
Milton H. Diffenbaugh, Lancaster.
Herman A. Gantert, Lancaster.
Miss E. G. Newbold, Lancaster.

Lawrence County.

Miss Ruby G. Kelly, New Castle.
A. Martin Graham, New Castle.
Charles A. McCready, New Castle.

Jos. W. Humphrey, Ellwood City.
Lawrence W. Platt, New Castle.

Lebanon County.

Thomas L. Becker, Mill Creek township.
John A. Shriver, Palmyra.

Lehigh County.

Alvin F. Creitz, Lynn township.
M. S. Hottenstein, Allentown.
Charles P. Miller, Allentown.
Norman L. C. Troxell, Allentown.
Alexander Fatzinger, Allentown.
George E. Boyle, Allentown.

Luzerne County.

Edward N. Noll, Wilkes-Barre.
Garrett Smith, Wilkes-Barre.
J. N. Anderson, Pittston.
Max Freedman, Luzerne.
Vincent Masi, Pittston.
F. H. Banker, Pittston.
John Shigo, Freeland.
Robert B. Job, Nanticoke.
S. A. Barber, Hazleton.
Vito Bianco, Pittston.
Frank W. Larned, Wilkes-Barre.
J. Frank Nuss, Wilkes-Barre.
J. L. Ferrarini, Pittston.
Frank J. Cannon, Hazleton.

Lycoming County.

Edward S. McGraw, Williamsport.
John E. Cupp, Williamsport.
Ocean W. Good, Williamsport.
Wm. W. Champion, Williamsport.
Theodore J. Savage, Williamsport.

McKean County.

Harry Moore Wick, Bradford.
Thos. B. Wilson, Bradford.
Edward C. Charlton, Bradford.
F. J. Woods, Kane.

Mercer County.

George J. Patton, Sandy Lake.
John W. Vosler, Greenville.
Samuel T. Borland, Fredonia.
Robert C. Hodgson, Stoneboro.

Monroe County.

Charles B. Keller, Jr., Stroudsburg.

Montgomery County.

Augustus W. Brockmeyer, Narberth.
Herbert U. Moore, Norristown.
Hutchinson Smith, Jenkintown.
Frank X. Renninger, Cheltenham.
Thomas H. Livezey, Lower Merion township.

Montour County.

Charles V. Amerman, Danville.
William H. Orth, Mahoning township.
Jonathan P. Bare, Danville.

Northampton County.

D. M. Leopold, Nazareth.
J. W. Quinlin, South Bethlehem.
Stoken J. Drumheller, Lehigh township.
John Kiss, South Bethlehem.
C. C. Marsh, Lehigh township.
Daniel E. Steckel, Easton.
Frank Reeder, Jr., Easton.
Miss Mary A. Transue, Bethlehem.
H. E. Clewell, Nazareth.
Peter N. Remmel, Alliance.
John Gosztonyi, South Bethlehem.

Northumberland County.

C. F. Shipman, Sunbury.
John J. W. Schwartz, Shamokin.
W. H. Morgan, Northumberland.
James Christiana, Shamokin.
Mrs. Emma Mayer, Sunbury.
W. L. Snyder, Shamokin.
J. Mal. Gillespie, Shamokin.

Perry County.

Miss Lois E. Kipp, Millerstown.
Scott S. Leiby, Marysville.

Philadelphia County.

J. Oscar Geuther, Philadelphia.
Isadore Stern, Philadelphia.
Lorenzo Bozzelli, Philadelphia.
John J. Roberts, Philadelphia.
Herman L. Schenker, Philadelphia.
Samuel P. Snow, Philadelphia.
Alexander Colville, Philadelphia.
Martin Stotz, Philadelphia.

J. Barton Large, Philadelphia.
J. C. Steelman, Philadelphia.
Jacob A. Sautter, Philadelphia.
Chas. Van Blunk, Philadelphia.
Norman H. Stevens, Philadelphia.
William Bell, Philadelphia.
F. S. Maxwell, Philadelphia.
Charles Sinkler, Philadelphia.
William H. Dillman, Philadelphia.
Robert A. Davies, Philadelphia.
Clarence F. Welch, Philadelphia.
Francis X. Connolly, Philadelphia.
John Baker, Philadelphia.
Ralph C. Busser, Philadelphia.
Thomas W. Wilkinson, Philadelphia.
Maurice L. Margolin, Philadelphia.
Miss Anna M. Tomlinson, Philadelphia.
Miss Lucy A. Stump, Philadelphia.
Herman F. Voss, Philadelphia.
P J. Courtenay, Philadelphia.
Gustave L. Blieden, Philadelphia.
Joseph C. Smith, Philadelphia.
Bernard Hermanowitz, Philadelphia.
Gustavus Sickles, Philadelphia.
Harry G. Thomas, Philadelphia.
William Tongue, Philadelphia.
Miss Josephine M. Kelley, Philadelphia.
Alfred M. Mohr, Philadelphia.
Charles A. Dillan, Philadelphia.
Rupert S. Holland, Philadelphia.
Burton C. Simon, Philadephia.
Charles W. Reuter, Philadelphia.
Harry Schmitt, Philadelphia.
John Miller, Philadelphia.
John Posner, Philadelphia.
Julius C. Haas, Philadelphia.
Miss Anna E. Rohrer, Philadelphia.
W. Elwood Locke, Philadelphia.
J. Edgar Butler, Philadelphia.
Howard M. Long, Philadelphia.
Davenport Plume, Philadelphia.
Miss Rachael S. Donaldson, Philadelphia.
Jos. R. C. Ward, Philadelphia.
Winfield H. Yonker, Philadelphia.
Thomas S. Davis, Philadelphia.
Isadore Freed, Philadelphia.
James F. Hare, Philadelphia.
James F. Willard, Philadelphia.
Theofil Wasowicz, Philadelphia.
Frank A. Friend, Philadelphia.
Allen B. Clement, Philadelphia.
Clarence B. Skinner, Philadelphia.
R. Raymond Porter, Philadelphia.

Richard Crankshaw, Jr., Philadelphia.
Frank Cerceo, Philadelphia.
Edgar C. Van Dyke, Philadelphia.
Walter B. Hays, Philadelphia.
Walter S. Mertz, Philadelphia.
Arthur E. Buchholz, Philadelphia.
Sigmund Buchsbaum, Philadelphia.
Robert Dunning Dripps, Philadelphia.
Frank P. Felton, Jr., Philadelphia.
W. C. Burkholder, Philadelphia.
Edgar W. Nicholson, Philadelphia.
Thomas I. Dickson, Philadelphia.
James R. Anderson, Philadelphia.
Thomas Lopez, Philadelphia.
Henry Gross, Philadelphia.
E. Wilbur Kriebel, Philadelphia.
Joseph Kuntz, Philadelphia.
A. H. Vail, Philadelphia.
Michael Brylawski, Philadelphia.
Alfred Harmer Miller, Philadelphia.
Walter Gabell, Philadelphia.
Chas. H. Brooks, Philadelphia.
John B. Patton, Philadelphia.
Jay Cates, Philadelphia.
Chancellor Day, Philadelphia.
Jacob B. Walker, Philadelphia.
James H. Young, Philadelphia.
Robert M. Horter, Philadelphia.
Elmer E. Hartranft, Philadelphia.
S. Rollason Rainnie, Philadelphia.
Harry S. Ambler, Jr., Philadelphia.
Herbert S. Buxbaum, Philadelphia.
Joseph A. Sylvester, Philadelphia.
William A. Allison, Philadelphia.
Norman W. Brenner,, Philadelphia.
John B. Lukens, Philadelphia.
E. Camille Klonower, Philadelphia.
George A. Roeckle, Philadelphia.
William J. Benham, Philadelphia.
Edward John Toole, Philadelphia.
Miss Frances Anne Keay, Philadelphia.
Henry A. Tumelty, Philadelphia.
Thos. A. MacDonald, Philadelphia.
J. Byron Hall, Philadelphia.
Joseph A. Doyle, Philadelphia.
John L. MacWatters, Philadelphia.
Frank H. Kain, Philadelphia.
Harry S. Vandiver, Philadelphia.
Charles G. Gartling, Philadelphia.
Edmund S. Mills, Philadelphia.
H. L. Bright, Philadelphia.
Herman F. Schwefler, Philadelphia.
Theo. DeB. Brown, Philadelphia.

Wm. F. Kunkel, Philadelphia.
John Devlin, Philadelphia.
Michael Bednarek, Philadelphia.
C. Albert Smyth, Philadelphia.
Albert Morgan, Philadelphia.
Forrest N. Magee, Philadelphia.
Warren J. Haines, Philadelphia.
Alfonso J. Minnick, Philadelphia.
Jacob Ginsburg, Philadelphia.
Mrs. Lida C. Ilko, Philadelphia.
Edwin R. Tomkinson, Philadelphia.
James F. Connor, Philadelphia.
Fred'k J. Cuneo, Philadelphia.
Charles F. Wagner, Jr., Philadelphia.
Harry S. Ziegler, Philadelphia.
Fred. A. Bihlmaier, Philadelphia.
George H. McCracken, Philadelphia.
Gustave A. Schmitt, Philadelphia.
P. H. Smith, Philadelphia.
Irvin Shupp, Jr., Philadelphia.
Aaron L. Deeter, Philadelphia.
Samuel Earley, Philadelphia.
W. Howard West, Philadelphia.
Alfred Rosenstein, Philadelphia.
Charles Bentley Collins, Philadelphia.
Frank M. Blair, Philadelphia.
Washington Evans Smith, Philadelphia.
Charles C. A. Baldi, Philadelphia.
Charles McMakin, Philadelphia.
George E. Berwind, Philadelphia.
Will C. Nesbitt, Philadelphia.
Alonzo S. Roberts, Philadelphia.
William H. Coleman, Philadelphia.
J. Quincy Hunsicker, Jr., Philadelphia.
Laurance E. Gardiner, Philadelphia.
John A. Boardman, Philadelphia.
Monroe Buckley, Philadelphia.
U. S. Grant Kirby, Philadelphia.
Albert Mogill, Philadelphia.
Thomas H. Maginnis, Philadelphia.

Pike County.

Augustus W. Balch, Westfall township.

Potter County.

John W. Cole, Shingle House.
R. M. Jones, Shingle House.
Alton L. Bump, Shingle House.
Harry D. Caskey, Austin.
John W. Robertson, Austin.
A. N. Crandall, Coudersport.
Chas. C. Van DeBoe, Shingle House.

Schuylkill County.

H. I.Silliman, Tamaqua.
Thomas Casale, Pottsville.
Carrison Breisch, Union township.
Harry W. Brown, Saint Clair.
Miss Rebecca Moore, Pottsville.

Somerset County.

John W. Campbell, Windber.
G. S. Mowry, Windber.
R. B. Phillippi, Boswell.
Charles W. Wagner, Windber.
J. Clarence Dull, Hooversville.

Susquehanna County.

Robert E. Beebe, Montrose.

Tioga County.

H. E. Bodine, Wellsboro.
Thomas Addison Fessler, Elkland.

Venango County.

John L. Nesbit, Franklin.
W. L. Cross, Clintonville.
J. B. Kissinger, Siverly, P. O. Oil City.

Warren County.

Earle MacDonald, Warren.
Ralph W. Salsbury, Warren.
Harold A. Ross, Conewango township.

Washington County.

Miss A. Lee Wilson, Washington.
D. M. Donehoo, Washington.
Joseph C. Kenyon, Donora.
John F. Shrontz, Charleroi.
Lewis Lazzari, Monongahela City.
R. C. Buchanan, Washington.
H. H. Wolfe, Ellsworth.
George W. Horner, East Bethlehem township.
Clement J. Mathews, Cecil township.
F. H. Andrew, Washington.
Thomas A. Hedge, West Bethlehem township.
Miss Teresa C. Lambert, Coal Center.
Miss Eleanor B. Mitchell, Washington.

Wayne County.

J. H. Thompson, Hawley.

Westmoreland County.

S. B. Fisher, United.
J. E. Newcomer, Monessen.
David L. Newill, Greensburg.
Edward C. Curry, Jeannette.
James W. Armbrust, Armbrust.
James V. Conti, Monessen.
B. S. Menoher, East Huntingdon township.
J. Lloyd Kalp, Mt. Pleasant.
Ernest P. Whitten, North Huntingdon township.
Rolandus B. Weaver, Latrobe.
W. J. Stewart, Parnassus.
A. P. Byrne, Scottdale.
George E. Barron, Greensburg.
Calvin H. Dils, Monessen.
E. J. Baxter, Parnassus.
W. E. Crawford, Rostraver township.
W. W. Barclay, Vandergrift.
C. C. Brant, Ligonier.

Wyoming County.

Fred J. Kintner, Mehoopany township.
E. P. Henwood, Skinners Eddy, Braintrim township.

York County.

Romanus O. Lauer, Dover.
James H. Schall, York.
Allen I. Frey, Stewartstown.
Edward A. Michael, Hanover.
John B. Miller, Hanover.
Robert S. Freg, York.
Alfred M. Kell, York.
Guy W. Bange, Hanover.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Department,
Harrisburg, January 16, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be Commissioners of Deeds for the term of five years, to compute from the dates set opposite their names, respectively:

Henry L. Butler, Atlantic City, N. J., April 20, 1903.
G. B. Mountcastle, Richmond, Virginia, April 29, 1903.
Miss Lydia M. Fox, Washington, D. C., April 29, 1903.
James B. Fowler, Atlantic City, N. J., May 4, 1903.

Louis Bender, New York, N. Y., May 12, 1903.
J. D. Wick, Jr., New York, N. Y., May 18, 1903.
S. B. Goodale, New York, N. Y., June 1, 1903.
Gilman E. Jopp, Providence, R. I., June 9, 1903.
Frank I. Griffin, New York, N. Y., June 11, 1903.
Jerome I. Rush, Ocean City, N. J., June 24, 1903.
Samuel A. Patterson, Asbury Park, N. J., June 24, 1903.
James L. King, San Francisco, Cal., July 9, 1903.
Frank H. Taylor, East Orange, N. J., July 1, 1903.
A. Fraser, Scotland, Great Britain, July 30, 1903.
Harry C. Mathieu, Baltimore, Md., August 27, 1903.
David Harvey, Jr., Asbury Park, N. J., September 28, 1903.
G. A. Resek, Lorain, Ohio, November 11, 1903.
John Stratton, Clones, Ireland, November 24, 1903.
Joseph H. Hughes, Cape May, N. J., January 21, 1904.
Charles G. Guyer, Wilmington, Del., January 26, 1904.
Wade Mills, Detroit, Michigan, February 5, 1904.
James M. Elis, San Francisco, Cal., March 1, 1904.
Arthur P. Tifft, Portland, Oregon, March 8, 1904.
Aylett T. Holtzman, Washington, D. C., March 23, 1904.
Charles A. Helfer, New York, N. Y., March 23, 1904.
Lewis T. Stevens, Cape May, N. J., May 25, 1904.
Freedom C. Lippincott, Camden, N. J., June 27, 1904.
Alex. O'Driscoll Taylor, Newport, R. I., August 16, 1904.
John T. Evans, Moorestown, N. J., September 30, 1904.
Arthur Wright, Atlantic City, N. J., October 18, 1904.
Edward C. Sturges, Albany, N. Y., October 31, 1904.
Horatius Stuart, Edinburgh, Scotland, G. B., November 10, 1904.
Isidor J. Pocher, New York, N. Y., November 21, 1904.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Cumings,

That the rule which requires nominations made by the Governor, to lie on the table five days, be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of David Cameron, of Wellsboro, to be president judge of the Fourth Judicial district of Pennsylvania, composed of the county of Tioga, to serve until the first Monday in January, 1906, vice Jerome B. Niles, deceased.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Cochran, Cumings, Dewalt, Edmiston, Fisher, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—42.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of James C. Crawford, to be justice of the peace in and for the borough of Delta, county of York, to serve until the first Monday in May, 1905, vice A. J. Matson, resigned.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Cochran, Cumings, Dewalt, Edmiston, Fisher, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—42.

NAYS.

None.

Two-third of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation.

Allegheny County.

H. D. Stoughton, Pittsburg.
W. L. Alexander, Bellevue.
Frank A. Kelley, Allegheny.
J. C. McCormick, Jr., Pittsburg.
Charles T. Moore, McKeesport.
James N. Bebout, Pittsburg.
C. C. Lee, Pittsburg.
Albert H. Eames, Pittsburg.
George B. Lewis, Pittsburg.
Walter M. Meredith, Pittsburg.
David B. Douthett, Wilkinsburg.
George H. Rankin, Pittsburg.
H. E. Seibert, Pittsburg.
Mrs. Jennie B. Strobel, Pittsburg.
H. T. Morris, Pittsburg.
Michael B. Cull, Pittsburg.
Charles Dunbar, Allegheny.
Myles McConnon, Homestead.
Miss Bertha J. Jones, Pittsburg.
Miss Margaret M. Heazlett, Pittsburg.
S. J. Gross, Allegheny.
Miss Ida M. Barr, Pittsburg.
S. W. Gault, Pittsburg.
George H. Lepper, Pittsburg.
B. L. Succop, Pittsburg.

Blair County.

Miss Mary L. Goss, Altoona.

Chester County.

W. J. Eppihimer, Honeybrook.
Josiah Philips, Downingtown.
Jesse I. Dauman, Honeybrook.

Clarion County.

D. W. Coheen, New Bethlehem.

Columbia County.

George W. Henrie, Millville.

Crawford County.

Patrick C. Sheehan, Conneautville.
G. Earl Shaffer, Meadville.
John O. McClintock, Meadville.

Dauphin County.

R. S. Care, Harrisburg.

Delaware County.

J. Spencer Miller, Media.
Benajmin Johnson, Jr., Marcus Hook.
E. A. Howell, Chester.

Indiana County.

William F. M. Gatti, Rayne township.
Chas. H. Moore, Blairsville.

Jefferson County.

H. H. Brosius, Brookville.
Jacob L. Fisher, Punxsutawney.
Felix C. V. Gatti, Young township.

Lackawanna County.

Hugh B. Andrews, Scranton.

Lancaster County.

Scott Patton, Columbia.
C. G. Bassler, Lancaster.
John H. Myers, Lancaster.

Luzerne County.

Samuel L. Fedder, Nanticoke.
John R. Sharpless, Hazleton.
James L. Morris, Wilkes-Barre.
William P. Walsh, Wilkes-Barre.
Abner Smith, Hazleton.
Robert J. Blair, Wilkes-Barre.

McKean County.

Charles T. Evans, Bradford.
James George, Bradford.

Montgomery County.

George R. Ralston, Norristown.
Freas Styer, Norristown.
Harvey L. Shomo, Norristown.
John Walton, Horsham.
E. F. Slough, Norristown.
William A. Ridington, Lansdale.

Northampton County.

Asher Mutchler, Easton.

Northumberland County.

E. K. Bright, Northumberland.

Philadelphia County.

Howard McMorris, Philadelphia.
Joseph M. Smith, Philadelphia.
Frederick M. Pile, Philadelphia.
Louis D. Hadway, Philadelphia.
Andrew P. Chism, Philadelphia.
Arthur F. Schneider, Philadelphia.
Martin McWilliams ,Philadelphia.
Louis Di Berardino, Philadelphia.
S. Walter Foulkrod, Philadelphia.
Mrs. Bessie M. Snover, Philadelphia.
Carlyle H. Ross, Philadelphia.
Miss Bertha E. Shaw, Philadelphia.
Julius B. Price, Jr., Philadelphia.
John M. Snyder, Philadelphia.
D. S. Lindsay, Philadelphia.
Frank A. Hartranft, Philadelphia.
Mrs. Emma E. Crout, Philadelphia.
Daniel A. Minnick, Philadelphia.
Charles H. White, Philadelphia.
Henry B. Luffberry, Philadelphia.
Lewis A. Taulane, Philadelphia.
G. A. Schwab, Philadelphia.
Alexander F. Russell, Philadelphia.
William R. Snyder, Philadelphia.
Edgar W. Lank, Philadelphia.
Edward Fell Lukens, Philadelphia.
Lewis B. Fife, Philadelphia.
Harry S. Duvall, Philadelphia.
Price I. Patton, Philadelphia.
Harry T. Reynolds, Philadelphia.
Thos. McFarland, Philadelphia.
Alphonsus P. Burchell, Philadelphia.
John A. Weidersheim, Philadelphia.
Malcolm G. Campbell, Philadelphia.
Frederick J. King, Philadelphia.
Samuel S. Fineman, Philadelphia.
William E. Boring, Philadelphia.
Frank B. Stockley, Philadelphia.
A. Oliver Winchester, Philadelphia.
Miss Emma D. Chappell, Philadelphia.
John McKee, Philadelphia.
Alex. C. Wheller, Philadelphia.
F. M. Brower, Philadelphia.
Chas. Cobb Van Ripper, Philadelphia.

Tioga County.

Alfred J. Shattuck, Wellsboro.

Warren County.

Leon C. Ball, Warren.
Mrs. Maude R. Ittel, Warren.

Washington County.

Edgar B. Murdock, Washington.
Boyd E. Warne, Washington.
Frank G. Dewar, Donora.

Westmoreland County.

W. M. Jordan, Mount Pleasant.
John C. Frederick, Irwin.
Charles W. Saxman, Latrobe.

Wyoming County.

Jno. B. Jennings, Mehoopany township.

York County.

John W. Shetter, York.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Cochran, Cumings, Dewalt, Edmiston, Fisher, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—42.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

John M. Clifford, Braddock, Janary 22, 1905.
Gustav W. Hammer, Pittsburg, January 22, 1905.
Miss Clara E. McCargo, Pittsburg, January 22, 1905.
Thomas H. Sankey, Pittsburg, January 22, 1905.
Miss Edith F. Gerwood, Pittsburg, January 23, 1905.

John V. McCormick, Pittsburg, January 23, 1905.
Charles Large, Pittsburg, January 24, 1905.
Henry Weiskettle, Pittsburg, January 29, 1905.
John T. Trevaskis, Turtle Creek, January 29, 1905.
Arthur R. May, McKeesport, January 30, 1905.
Jacob Klein, Pittsburg, February 5, 1905.
Mrs. Stella R. Brillhart, Pittsburg, February 5, 1905
L. H. Burnett, Pittsburg, February 5, 1905.
Albert J. Walker, Pittsburg, February 6, 1905.
J. Woods McCormick, Pittsburg, February 20, 1905.
George Johnston, Pittsburg, February 27, 1905.
J. H. Harrison, Pittsburg, February 27, 1905.
Samuel W. Meals, Pittsburg, February 27, 1905.
H. M. Corwin, Pittsburg, February 27, 1905.
Edward C. Lang, Allegheny, February 27, 1905.
Miss Margaret Hughes, Pittsburg, February 27, 1905.
Ferd H. Phillips, Pittsburg, February 27, 1905.
Fred O. Henzi, Pittsburg, February 27, 1905.
Henry F. Weaver, Pittsburg, February 27, 1905.
Miss Lizzie Fleming, Pittsburg, February 27, 1905.
E. F. Portman, Carnegie, February 27, 1905.
Albert P. Myer, Pittsburg, February 27, 1905.
R. F. Emery, Wilmerding, February 27, 1905.
Fred. Gerdts, Duquesne, February 27, 1905.
Frank P. Blackmore, Pittsburg, February 27, 1950.
Miss May Magee, Pittsburg, February 27, 1905.
George P. Herriott, Pittsburg, February 27, 1905.
George B. Bleming, Pittsburg, March 19, 1905.
D. B. Oaks, Pittsburg, January 22, 1905.

Armstrong County.

Miss Myrtle D. Thompson, Kittanning, February 27, 1905.

Beaver County.

Miss A. M. Reed, Beaver, February 27, 1905.

Blair County.

J. Foster Meck, Altoona, January 22, 1905.

Bradford County.

W. Howard Allen, Athens, January 29, 1905.
H. K. Mitchell, Troy, February 5, 1905.

Bucks County.

John L. DuBois, Doylestown, February 26, 1905.

Chester County.

Samuel P. Green, Kennett Square, January 29, 1905.
John H. Voorhees, Kennett Square, February 11, 1905.

Crawford County.

Andrew B. Howland, Titusville, February 5, 1905.
J. D. Bowman, Linesville, February 27, 1905.

Dauphin County.

Frank R. Snodgrass, Harrisburg, January 22, 1905.
H. L. Nissley, Harrisburg, January 22, 1905.
Eugene Snyder, Harrisburg, January 22, 1905.
F. J. Schaffner, Hummelstown, January 22, 1905.
F. W. Liesman, Harrisburg, January 22, 1905.
George W. Shultz, Halifax, January 22, 1905.
Charles C. Stroh, Harrisburg, February 27, 1905.

Fayette County.

James M. Springer, Belle Vernon, January 29, 1905.
J. Robinson Balsley, New Haven, February 5, 1905.
Arpad G. Kail, Uniontown, February 27, 1905.

Jefferson County.

Smith M. McCreight, Reynoldsville, January 30, 1905.

Lackawanna County.

S. B. Bulkley, Dunmore, January 25, 1905.

Lancaster County.

William K. Seltzer, Ephrata, January 31, 1905.
Charles S. Martin, Lancaster, February 27, 1905.
M. N. Brubaker, Mount Joy, February 27, 1905.

Lehigh County.

Phaon C. Weaver, Emaus, February 27, 1905.

McKean County.

Moses Sullivan, Bradford, February 5, 1905.

Monroe County.

William A. Shafer, Stroudsburg, February 27, 1905.

Northampton County.

James S. Downs, Easton, January 22, 1905.

Northumberland County.

D. C. Kaseman, Shamokin, January 30, 1905.
J. Q. Adams, Shamokin, January 30, 1905.

Philadelphia County.

Willis B. Heidinger, Philadelphia, January 21, 1905.

Charles A. Hunsberger, Philadelphia, January 22, 1905.
Frank T. Matthews, Philadelphia, January 22, 1905.
George F. Knight, Philadelphia, January 22, 1905.
George H. Hill, Jr., Philadelphia, January 22, 1905.
Thomas B. Foulkrod, Philadelphia, January 28, 1905.
Michael F. McCullen, Philadelphia, January 26, 1905.
George McKee, Philadelphia, January 29, 1905.
Myer A. Levi, Philadelphia, January 29, 1905.
Samuel R. Reed, Philadelphia, January 30, 1905.
Joseph T. Taylor, Philadelphia, January 30, 1905.
James G. Keys, Philadelphia, January 31, 1905.
Pemberton S. Betts, Philadelphia, February 4, 1905.
Isaac Sion, Philadelphia, February 5, 1905.
William M. Taylor, Philadelphia, February 5, 1905.
M. Walter Miller, Philadelphia, February 6, 1905.
Jacob A. Fritz, Philadelphia, February 26, 1905.
J. Fred Dieterich, Philadelphia, February 26, 1905.
Jacob Mann, Philadelphia, February 26, 1905.
E. Warner Bonsall, Philadelphia, February 26, 1905.
Charles Weissinger, Philadelphia, February 26, 1905.
Joseph W. Mills, Philadelphia, February 26, 1905.
Edward Watson Anstice, Philadelphia, February 26, 1905.
Lewis Neilson, Philadelphia, February 26, 1905.
Edward F. Simpson, Jr., February 27, 1905.
Charles P. Ulmer, February 27, 1905.
Albert S. Wray, Philadelphia, February 27, 1905.
Harry M. Kurtz, Philadelphia, February 27, 1905.
Henry M. Bauer, Philadelphia, February 27, 1905.
Francis M. Hutchinson, Philadelphia, February 27, 1905.
Thos. Shallcross, Jr., Philadelphia, February 27, 1905.
Miss Katharine F. Sellers, Philadelphia, February 27, 1905.
Arthur E. Paige, Philadelphia, February 27, 1905.
William E. Stokes, Philadelphia, February 27, 1905.

Potter County.

Art S. Burt, Lewisville, January 21, 1905.

Schuylkill County.

Albert W. Felix, Schuylkill Haven, February 27, 1905.

Wayne County.

John Tompkins, Manchester township, February 27, 1905.

Westmoreland County.

E. E. Allshouse, Greensburg, January 22, 1905.
Frank Bumer, Monessen, February 12, 1905.

Wyoming County.

H. Stanley Harding, Tunkhannock, February 6, 1905.

York County.

W. S. Owen, York, February 27, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Cochran, Cumings, Dewalt, Edmiston, Fisher, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—42.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of their confirmation:

Adams County.

William W. Besser, East Berlin.
John D. Keith, Gettysburg.
Leo F. Stock, Gettysburg.

Allegheny County.

Joseph R. McQuaide, Pittsburg.
Robert Moore, Pittsburg.
E. J. Humbert, Pittsburg.
A. J. Maloney, Pittsburg.
Chas. F. Engel, McKees Rocks.
Miss Agnes C. Way, Pittsburg.
A. J. Hunter, Homestead.
William Robinson, Sharpsburg.
C. S. Marshalli, Pittsburg.
Calvert Bradshaw, Pittsburg.
Charles J. Carson, McKeesport.
George Jacobs, Homestead.

Allan B. Angney, Pittsburg.
Thomas E. Keating, Pittsburg.
W. R. Johnson, Bellevue,
William B. Yoder, Pittsburg.
Chas. Gibbs Carter, Pittsburg.
Miss Emily V. Murray, Pittsburg.
Birney Hines, East Pittsburg.
Miss Clara Stamets, Braddock.
Ralph P. Tannehill, Pittsburg.
Miss Katherine A. Murray, Pittsburg.
John M. Love, Pittsburg.
John Kadlecik, Pittsburg.
F. P. Sproul, Pittsburg.
Kenneth McLennan Lean, Pittsburg.
T. L. Pillow, Allegheny City.
E. W. Wright, Pittsburg.
W. C. McClure, Pittsburg.
B. F. Richards, Pittsburg.
Louis Amshel, Stowe township.
Wm. A. Knorr, Swissvale.
F. C. Hodkinson, Pittsburg.
Robert M. Jones, Pittsburg.
Howard Neely, Pittsburg.
Chas. H. Sachs, Pittsburg.
Glen G. Wallace, Allegheny City.
Robert H. Leitch, Pittsburg.
Arthur V. McKee, Jefferson township.
J. H. Felmeth, Pittsburg.
W. D. Rent, Pittsburg.
Saul Schein, Pittsburg.
C. P. Kennedy, Pittsburg.
Geo. H. Beltzhoover, Pittsburg.
Fred. W. Assel, Pittsburg.
Charles Schwan, Pittsburg.
Walter S. Lobingier, Pittsburg.
Miss Marie B. Singer, Braddock.
S. W. Shaw, Pittsburg.
Albert J. Brush, South Fayette township.
Andrew Yerkins, Sharpsburg.
Thomas M. Wright, Franklin township.
Fred. Bruckman, Pittsburg.
Roland K. Andrus, Pittsburg.
Arthur R. Pitts, Duquesne borough.
John S. Andrews, Bridgeville.
Joseph S. Bialas, Pittsburg.
Sion B. Smith, Pittsburg.
Charles H. Ebert, Pittsburg.
Will J. Stoup, Pittsburg.
Lee D. Hemingway, Pittsburg.
Mrs. Alma T. DeNoon, Pittsburg.
H. Bedford Duff, Pittsburg.
Hiram A. Taylor, East Pittsburg.
H. R. Bigham, Carnegie.
J. G. Marshall, Pittsburg.

Miss Mary V. Cox, Pittsburg.
R. L. Birkebile, McKees Rocks.
Nunzio A. Pacella, Pittsburg.
Harry B. Wassell, Pittsburg.
J. C. Sherriff, Pittsburg.
Charles B. Fischer, Pittsburg.
Miss Alice S. Adams, Pittsburg.
Edmund D. Nugent, Braddock.
Harry M. Berman, Pittsburg.
Samuel R. McClure, Pittsburg.
J. Merrill Wright, Pittsburg.
Richard Mierzwa, Pittsburg.
Richard C. Hall, Pittsburg.
R. J. Macrory, Pittsburg.
J. M. Magee, Pittsburg.
John D. Mars, Pittsburg.
John D. Evans, Pittsburg.
H. A. Shaffer, Pittsburg.
Miss Jean Craig, Pittsburg.
N. R. Criss, Pittsburg.
S. A. Gilmore, Pittsburg.
R. C. Bily, Pittsburg.
John Reinehr, Brackenridge.
H. Lotz Kiefer, Allegheny.
Cairoli Gigliotti, Pittsburg.
Harry A. Porter, Pittsburg.
I. M. Sarraff, Pittsburg.
J. S. McCaleb, Pittsburg.
Harry Myers, McKeesport.
Walter Parsons, Pittsburg.
Charles A. Young, Pittsburg.
Frank J. Pucher, Pittsburg.
G. Howard Stewart, Pittsburg.
F. A. McKenry, Pittsburg.
John W. Bainbridge, Homestead.
Jno. W. Cunningham, Pittsburg.
Frank C. Kunkel, Pittsburg.
A. Chas. Keplitz, Pittsburg.
Chas. A. Stewart, Pittsburg.
S. Leo Ruslander, Pittsburg.
A. B. Campbell, Jr., McKeesport.
Antonio Lombardo Sunseri, Pittsburg.
Frank E. Willer, Pittsburg.
G. P. Jackson, Pittsburg.
Leo F. Tomaszeski, Pittsburg.
S. Foster Dickie, Pittsburg.
W. M. McMillen, Pittsburg.
Charles B. Clarke, Pittsburg.
Miss Jane A. McFarland, Pittsburg.
W. W. Wade, Allegheny.
Owen S. Cecil, Pittsburg.
Joseph L. Campbell, Jr., North Braddock.
A. M. Carline, Jr., Pittsburg.

Miss Alice A. Trill, Pittsburg.
Harry H. Lovett, Wilkinsburg.
Thomas H. Kennedy, Wilmerding.
Thomas J. Jones, Stowe township.
Mrs. Dora F. Bayard, Pittsburg.
Joseph P. Vilk, Pittsburg.
James A. Penwell, Pittsburg.
Miss Mabel B. Rhoades, Pittsburg.
Miss Rosena S. Butz, Pittsburg.
Miss Eleanor M. Ferguson, Pittsburg.
Albert G. Liddell, Pittsburg.
John M. Nowak, Pittsburg.
W. A. Feltyberger, Pittsburg.
Miss Flora B. Day, Pittsburg.
C. T. Clack, Pittsburg.
W. J. Holland, Braddock.
Oswald Ende, Carnegie.
Stephen von Dobo, Pittsburg.
James Lippincott, Pittsburg.
David Williams, East Pittsburg.
W. H. Farnsworth, East Pittsburg.
W. S. Gheen, Pittsburg.
B. H. Pettes, Pittsburg.
John A. Best, Jr., Pittsburg.
Miss Emma Newell, Pittsburg.
Israel A. Simon, McKeesport.
D. O. Jones, Pittsburg.
Fred H. McQuiston, Pittsburg.
Ernest Payne, Crafton.
Miss Harriet E. Milholland, Pittsburg.
Miss Luvia F. Crawford, Wilkinsburg.
Miss Emma M. Hall, Pittsburg.
Miss Mary Deely, Pittsburg.
L. H. Harper, Allegheny.
George N. Jones, McKeesport.
George J. Taylor, Pittsburg.
Miss Edith Boyd, Pittsburg.
R. N. Gwynn, Pittsburg.
H. B. Haller, Wilkinsburg.
Morris Aronson, Pittsburg.
William N. Howard, Pittsburg.
Miss Della E. Smith, Pittsburg.
Albert E. Claney, Pittsburg.
Miss Pearl M. Earll, Pittsburg.
James W. Watson, Crafton.
F. M. Hamilton, Pittsburg.
Charles Barnett, Pittsburg.
A. A. Cory, McKeesport.
Miss E. J. Powell, Pittsburg.
George L. Neff, Duquesne.
Miss Georgia G. Ralph, Pittsburg.
Don Rose, Pittsburg.
Miss Ida L. Sherrer, Pittsburg.
P. T. Siebert, Pittsburg.

Louis F. Wentz, Pittsburg.
James C. Bottomly, Glassport.
Marcus Mazer, Pittsburg.
John Gates, Jr., Pittsburg.

Armstrong County.

S. F. Clark, Freeport.
Harvey Rankin, Kittanning.
K. G. Fleming, Kittanning.
Miss Blanche Brown, Kittanning.
Samuel J. McDowell, Leechburg.
Miss Mary W. Henry, Apollo.

Beaver County.

James W. Doncaster, Rochester.
C. H. William Ruhe, New Brighton.
John F. Maloney, Harmony township.
Earl R. Leyda, Beaver Falls.
F. M. Grim, Freedom.
H. H. Swaney, Beaver.
W. H. Anderson, Darlington.
Miss Lola M. Criss, Beaver Falls.
R. H. McCaskey, Freedom.

Bedford County.

B. F. Gibboney, Saxton.

Berks County.

Miss Jennie M. Symons, Reading.
I. B. Klinger, Bethel township.
Mrs. Martha S. Hoverter, Reading.
Harry E. Hart, Birdsboro.
Robert N. Heckman, Reading.
Van R. Lorah, Cumru township.
Franklin E. Kreider, Reading.
W. A. C. Oaks, Reading.
Edwin L. Lindemuth, Reading.
L. S. Mabry, Longswamp township.
Albert S. Heffner, Kutztown.
B. M. Gruber, Perry, township.
Oscar Wanner, Reading.
Harry F. Diefenderfer, Reading.

Blair County.

J. C. Wray, Altoona.
D. Lloyd Claycomb, Altoona.
J. B. Raymond, Altoona.
Wm. M. Flanigan, Altoona.
Patrick J. Ryder, Juniata borough.

Bradford County.

H. P. Newell, Towanda.
Charles T. Hull, Athens.

Bucks County.

J. Burton Stackhouse, Langhorne.
Harvey S. Kiser, Doylestown.
Asher K. Anders, Doylestown.

Butler County.

Clarence G. Magee, Slippery Rock.
Lewis P. Litzinger, Butler.
Chas. H. Miller, Butler.
James O. Campbell, Butler.
John Murrin, Butler.
H. C. Lensner. Saxonburg.
Robert C. McAboy, Butler.

Cameron County.

C. W. Shaffer, Emporium.

Cambria County.

Emery West, Johnstown.
Miss Jessie Cooper, Johnstown.
George A. Hager, Johnstown.
F. J. Hartman, Ebensburg.
Philip N. Shettig, Ebensburg.
I. N. Rodkey, Spangler.
John J. Green, Portage.
William B. Oakes, Carroll township.
Miss Jessie N. Helsel, Johnstown.

Chester County.

Lloyd R. Lewis, Atglen.
Joseph Leeke, Oxford.
Miss Fanny W. Kerr, Oxford.
Miss Lydia R. Parker, West Chester.
Edward D. Baldwin, Coatesville.
Howard S. Groff, West Chester.
George R. Maxton, Easttown township.
T. Walter Gilkyson, Phoenixville.

Clarion County.

Miss Mary B. Page, Clarion.
Joseph F. Jamison, Clarion.
V. Stevens, Coalport.
Ira J. Smith, Clearfield.
Walter Welch, Curwensville.
James H. Kelley, Clearfield.
S. F. Russell, Dubois.

Lewis Bogner, Morris township.
George E. Merritt, Cooper township.

Clinton County.

Miss Myrtle D. Achuff, Lock Haven,
Miss Bessie McCloskey, Lock Haven.

Columbia County.

William B. Snyder, Locust township.
Harry E. Long, Benton.

Crawford County.

John A. Northam, Meadville.
Miss Gertrude Baird, Cambridge Springs.
John M. Chick, Titusville.
Mrs. Leona M. Richmond, Meadville.
Henry West, Spring borough.
Harry Gerson, Titusville.

Cumberland County.

James H. Woodburn, Newville.
Jas. L. Young, Mechanicsburg.
Miss Ida G. Kast, Mechanicsburg.
A. Grant Richwine, Mechanicsburg.

Dauphin County.

Albert B. Smith, Steelton.
Arthur R. Meredith, Harrisburg.
Miss Ruby Seacreet, Harrisburg.
Jacob M. Miller, Lykens.
J. P. Knisely, Steelton.
Harry M. Bretz, Harrisburg.
B. F. Moyer, Lower Paxtang township.
John E. Gipple, Harrisburg.
Ray K. Buffington, Elizabethville.
M. R. Alleman, Steelton.
John R. Geyer, Harrisburg.

Delaware County.

John H. Mirkil, Chester.
Albert P. Hill, Colwyn.
Joseph B. Glover, Collingdale.
Harry S. Kent, Swarthmore.
J. Rohrman Robinson, Media.
Charles N. Gorton, Darby.
John B. Hannum, Jr., Chester.

Elk County.

George C. Smith, Johnsonburg.
William J. Matson, Millstone township.

W. B. Nicol, Horton township.
Miss Mable Eaton Dixon, Ridgway.

Erie County.

Miss B. P. Beckers, Erie.
P. V. Gifford, Erie.
L. E. Cushman, North East.
Thos. C. Miller, Erie.
C. R. Dench, Erie.
L. B. Jones, Erie.
John Hamberger, Erie.
Francis T. Nagorski, Erie.
John Doll, Erie.

Franklin County.

Wayne Heyser Bowers, Chambersburg.

Greene County.

B. B. W. Denny, Waynesburg.
T. G. Phillips, Spring Hill township.
A. Ray Maple, Waynesburg.
John L. Wood, Waynesburg.
George B. Drake, Waynesburg.
Miss Gay Helphenstine, Waynesburg.

Indiana County.

John W. Maquilken, Glen Campbell.
Henry Myers, Mechanicsburg.
Frank Fera, Rossiter.
E. B. McCormick, Cherry Tree.
B. B. McConnaughey, Homer City.
C. W. Empfield, Cherry Hill township.
Miss Annie E. Vogel, Indiana.
S. V. Dye, Indiana.

Jefferson County.

John R. Lowry, Punxsutawney.
Antonio Cesario, Punxsutawney.
George W. Fink, Punxsutawney.
Perry Williams, Brookville.

Lackawanna County.

Walter Arden Wolfe, Scranton.
R. G. Crossley, Carbondale.
Orlando B. Partridge, Scranton.
James J. O'Malley, Scranton.
James B. Murrin, Carbondale.
Wm. B. Fitzpatrick, Carbondale.
Ezra H. Connell, Scranton.
Victor E. Wenzel, Scranton.

John T. Farrenholt, Scranton.
Miss Nellie A. Clarke, Dunmore.
Stephen Dyer, Scranton.
John B. Jorden, Scranton.
Chas. E. Daniels, Scranton.
Harry Needle, Olyphant.

Lancaster County.

A. C. Hyus, Manheim township.
Mrs. Kate B. Eby, Salisbury township.
Milton H. Diffenbaugh, Lancaster.
Herman A. Gantert, Lancaster.
Miss E. G. Newbold, Lancaster.

Lawrence County.

Miss Ruby G. Kelly, New Castle.
A. Martin Graham, New Castle.
Charles A. McCready, New Castle.
Jos. W. Humphrey, Ellwood City.
Lawrence W. Platt, New Castle.

Lebanon County.

Thomas L. Becker, Mill Creek township.
John A. Shriver, Palmyra.

Lehigh County.

Alvin A. Creitz, Lynn township.
M. S. Hottenstein, Allentown.
Charles P. Miller, Allentown.
Norman L. C. Troxell, Allentown.
Alexander Fatzinger, Allentown.
George E. Boyle, Allentown.

Luzerne County.

Edward N. Noll, Wilkes-Barre.
Garrett Smith, Wilkes-Barre.
J. N. Anderson, Pittston.
Max Freedman, Luzerne.
Vincent Masi, Pittston.
F. H. Banker, Pittston.
John Shigo, Freeland.
Robert B. Job, Nanticoke.
S. A. Barker, Hazleton.
Vito Bianco, Pittston.
Frank W. Larned, Wilkes-Barre.
J. Frank Nuss, Wilkes-Barre.
J. L. Ferrarini, Pittston.
Frank J. Cannon, Hazleton.

Lycoming County.

Edward S. McGraw, Williamsport.
John E. Cupp, Williamsport.
Ocean W. Good, Williamsport.
Wm. W. Champion, Williamsport.
Theodore J. Savage, Williamsport.

McKean County.

Harry Moore Wick, Bradford.
Thos. B. Wilson, Bradford.
Edward C. Charlton, Bradford.
F. J. Woods, Kane.

Mercer County.

George J. Patton, Sandy Lake.
John W. Vosler, Greenville.
Samuel T. Borland, Fredonia.
Robert C. Hodgson, Stoneboro.

Monroe County.

Charles B. Keller, Jr., Stroudsburg.

Montgomery County.

Augustus W. Brockmeyer, Narberth.
Herbert U. Moore, Norristown.
Hutchinson Smith, Jenkintown.
Frank X. Renninger, Cheltenham.
Thomas H. Livezey, Lower Merion township.

Montour County.

Charles V. Amerman, Danville.
William H. Orth, Mahoning township.
Jonathan P. Bare, Danville.

Northampton County.

D. M. Leopold, Nazareth.
J. W. Quinlin, South Bethlehem.
Stoken J. Drumheller, Lehigh township.
John Kiss, South Bethlehem.
C. C. Marsh, Lehigh township.
Daniel E. Steckel, Easton.
Frank Reeder, Jr., Easton.
Miss Mary A. Transue, Bethlehem.
H. E. Clewell, Nazareth.
Peter N. Remmel, Alliance.
John Gosztonyi, South Bethlehem.

Northumberland County.

C. F. Shipman, Sunbury.
John J. W. Schwartz, Shamokin.

W. H. Morgan, Northumberland.
James Christiana, Shamokin.
Mrs. Emma Mayer, Sunbury.
W. L. Snyder, Shamokin.
J. Mal. Gillespie, Shamokin.

Perry County.

Miss Lois E. Kipp, Millerstown.
Scott S. Leiby, Marysville.

Philadelphia County.

J. Oscar Geuther, Philadelphia.
Isadore Stern, Philadelphia.
Lorenzo Bozzelli, Philadelphia.
John J. Roberts, Philadelphia.
Heran L. Schenker, Philadelphia.
Samuel P. Snow, Philadelphia.
Alexander Colville, Philadelphia.
Martin Stotz, Philadelphia.
J. Barton Large, Philadelphia.
J. C. Steelman, Philadelphia.
Jacob A. Sautter, Philadelphia.
Chas. Van Blunk, Philadelphia.
Norman H. Stevens, Philadelphia.
William Bell, Philadelphia.
F. S. Maxwell, Philadelphia.
Charles Sinkler, Philadelphia.
William H. Dillman, Philadelphia.
Robert A. Davies, Philadelphia.
Clarence F. Welch, Philadelphia.
Francis X. Connolly, Philadelphia.
John Baker, Philadelphia.
Ralph C. Busser, Philadelphia.
Thomas W. Wilkinson, Philadelphia.
Maurice L. Margolin, Philadelphia.
Miss Anna M. Tomlinson, Philadelphia.
Miss Lucy A. Stump, Philadelphia.
Herman F. Voss, Philadelphia.
P. J. Courtenay, Philadelphia.
Gustave L. Blieden, Philadelphia.
Joseph C. Smith, Philadelphia.
Bernhard Hermanowitz, Philadelphia.
Gustavus Sickles, Philadelphia.
Harry G. Thomas, Philadelphia.
William Tongue, Philadelphia.
Miss Josephine M. Kelly, Philadelphia.
Alfred M. Mohr, Philadelphia.
Charles A. Dillan, Philadelphia.
Rupert S. Holland, Philadelphia.
Burton C. Simon, Philadelphia.
Charles W. Rueter, Philadelphia.
Harry Schmitt, Philadelphia.

John Miller, Philadelphia.
John Posner, Philadelphia.
Julius C. Haas, Philadelphia.
Miss Anna E. Rohrer, Philadelphia.
W. Elwood Locke, Philadelphia.
J. Edgar Butler, Philadelphia.
Howard M. Long, Philadelphia.
Davenport Plumer, Philadelphia.
Miss Rachel S. Donnaldson, Philadelphia.
Jos. R. C. Ward, Philadelphia.
Winfield H. Yonker, Philadelphia.
Thomas S. Davis, Philadelphia.
Isadore Freed, Philadelphia.
James F. Hare, Philadelphia.
James Willard, Philadelphia.
Theofil Wasowicz, Philadelphia.
Frank A. Friend, Philadelphia.
Allen B. Clement, Philadelphia.
Clarence R. Skinner, Philadelphia.
R. Raymond Porter, Philadelphia.
Richard Crankshaw, Jr., Philadelphia.
Frank Cerceo, Philadelphia.
Edgar C. Van Dyke, Philadelphia.
Walter B. Hays, Philadelphia.
Walter S. Mertz, Philadelphia.
Arthur E. Buchholtz, Philadelphia.
Sigmund Buchsbaum, Philadelphia.
Robert Dunning, Dripps, Philadelphia.
Frank P. Felton, Jr., Philadelphia.
W. C. Burkholder, Philadelphia.
Edgar W. Nicholson, Philadelphia.
Thomas I. Dickson, Philadelphia.
James R. Anderson, Philadelphia.
Thomas Lopez, Philadelphia.
Henry Gross, Philadelphia.
E. Wilbur Kriebel, Philadelphia.
Joseph Kuntz, Philadelphia.
A. H. Vail, Philadelphia.
Michael Brylawski, Philadelphia.
Alfred Harmer Miller, Philadelphia.
Walter Gabell, Philadelphia.
Chas. H. Brooks, Philadelphia.
John B. Patton, Philadelphia.
Jay Cates, Philadelphia.
Chancellor Day, Philadelphia.
Jacob B. Walker, Philadelphia.
James H. Young, Philadelphia.
Robert M. Horter, Philadelphia.
Elmer E. Hartranft, Philadelphia.
S. Rollason Rainnie, Philadelphia.
Harry S. Ambler, Jr., Philadelphia.
Herbert H. Buxbaum, Philadelphia.
Joseph A. Sylvester, Philadelphia.

William A. Allison, Philadelphia.
Norman W. Brenner, Philadelphia.
John B. Lukens, Philadelphia.
E. Camille Klonower, Philadelphia.
George A. Roeckle, Philadelphia.
William J. Benham, Philadelphia.
Edward John Toole, Philadelphia.
Miss Frances Anne Keay, Philadelphia.
Henry A. Tumelty, Philadelphia.
Thos. A. MacDonald, Philadelphia.
J. Byron Hall, Philadelphia.
Joseph A. Doyle, Philadelphia.
John L. MacWatters, Philadelphia.
Frank H. Kain, Philadelphia.
Harry S. Vandiver, Philadelphia.
Charles G. Gartling, Philadelphia.
Edmund S. Mills, Philadelphia.
H. L. Bright, Philadelphia.
Herman F. Schwefler, Philadelphia.
Theo. DeB. Brown, Philadelphia.
Wm. F. Kunkel, Philadelphia.
John Devlin, Philadelphia.
Michael Bednarek, Philadelphia.
C. Albert Smyth, Philadelphia.
Albert Morgan, Philadelphia.
Forrest N. Magee, Philadelphia.
Warren J. Haines, Philadelphia.
Alfonso J. Minnick, Philadelphia.
Jacob Ginsburg, Philadelphia.
Mrs. Lida C. Ilko, Philadelphia.
Edwin R. Tomkinson, Philadelphia.
James F. Conner, Philadelphia.
Fred'k J. Cuneo, Philadelphia.
Charles F. Wagner, Jr., Philadelphia.
Harry S. Ziegler, Philadelphia.
Fred. A. Bihlmaier, Philadelphia.
George H. McCracken, Philadelphia.
Gustave A. Schmitt, Philadelphia.
P. H. Smith, Philadelphia.
Irvin Shupp, Jr., Philadelphia.
Aaron L. Deeter, Philadelphia.
Samuel Early, Philadelphia.
W. Howard West, Philadelphia.
Alfred Rosenstein, Philadelphia.
Charles Bentley Collins, Philadelphia.
Frank M. Blair, Philadelphia.
Washington Evans Smith, Philadelphia.
Charles C. A. Baldi, Philadelphia.
Charles McMakin, Philadelphia.
George E. Berwind, Philadelphia.
Will C. Nesbitt, Philadelphia.
Alonzo S. Roberts, Philadelphia.
William H. Coleman, Philadelphia.
J. Quincy Hunsicker, Jr., Philadelphia.

Laurance E. Gardiner, Philadelphia.
John A. Boardman, Philadelphia.
Monroe Buckley, Philadelphia.
U. S. Grant Kirby, Philadelphia.
Albert Mogill, Philadelphia.
Thomas H. Maginnis, Philadelphia.

Pike County.

Augustus W. Balch, Westfall township.

Potter County.

John W. Cole, Shingle House.
R. M. Jones, Shingle House.
Alton L. Bump, Shingle Hoouse.
Harry D. Caskey, Austin.
John W. Robertson, Austin.
A. N. Crandall, Coudersport.
Chas. C. Van DeBoe, Shingle House.

Schuylkill County.

H. I. Silliman, Tamaqua.
Thomas Casale, Pottsville.
Carrison Breisch, Union township.
Harry W. Brown, Saint Clair.
Miss Rebecca Moore, Pottsville.

Somerset County.

John W. Campbell, Windber.
G. S. Mowry, Windber.
R. B. Phillippi, Boswell.
Charles W. Wagner, Windber.
J. Clarence Dull, Hooversville.

Susquehanna County.

Robert E. Beebe, Montrose.

Tioga County.

H. E. Bodine, Wellsboro.
Thomas Addison Fessler, Elkland.

Venango County.

John L. Nesbit, Franklin.
W. L. Cross, Clintonville.
J. B. Kissinger, Siverly, P. O. Oil City.

Warren County.

Earle MacDonald, Warren.
Ralph W. Salsbury, Warren.
Harold A. Ross, Conewango township.

Washington County.

Miss A. Lee Wilson, Washington.
D. M. Donehoo, Washington.
Joseph C. Kenyon, Donora.
John F. Shrontz, Charleroi.
Lewis Lazzari, Monongahela City.
R. C. Buchanan, Washington.
H. H. Wolfe, Ellsworth.
George W. Horner, East Bethlehem township.
Clement J. Mathews, Cecil township.
F. H. Andrew, Washington.
Thomas A. Hedge, West Bethlehem township.
Miss Teresa C. Lambert, Coal Center.
Miss Eleanor B. Mitchell, Washington.

Wayne County.

J. H. Thompson, Hawley.

Westmoreland County.

S. B. Fisher, United.
J. E. Newcomer, Monessen.
David L. Newill, Greensburg.
Edward C. Curry, Jeannette.
James W. Armbrust, Armbrust.
James V. Conti, Monessen.
B. S. Menoher ,East Huntingdon township.
J. Lloyd Kalp, Mt. Pleasant.
Ernest P. Whitten, North Huntingdon township.
Rolandus B. Weaver, Latrobe.
W. J. Stewart, Parnassus.
A. B. Byrne, Scottdale.
Geo. E. Barron, Greensburg.
Calvin H. Dils, Monessen.
E. J. Baxter, Parnassus.
W. E. Crawford, Rostraver township.
W. W. Barclay, Vandergrift.
C .C. Brant, Ligonier.

Wyoming County.

Fred. J. Kintner, Mehoopany township.
E. P. Henwood, Skinners Eddy, Braintrim township.

York County.

Romanus O. Lauer, Dover.
James H. Schall, York.
Allen I. Frey, Stewartstown.
Edward A. Michael, Hanover.
John B. Miller, Hanover.
Robert S. Freg, York.
Alfred M. Kell, York.
Guy W. Bange, Hanover.

The following named persons to be COMMISSIONERS OF DEEDS for the term of five years, to compute from the dates set opposite their names, respectively:

Henry L. Butler, Atlantic City, N. J., April 20, 1903.
G. B. Mountcastle, Richmond, Virginia, April 29, 1903
Miss Lydia M. Fox, Washington, D. C., April 29, 1903.
James B. Fowler, Atlantic City, N. J., May 4, 1903.
Louis Bender, New York, N. Y., May 12, 1903.
J. D. Wick, Jr., New York, N. Y., May 18, 1903.
S. B. Goodale, New York, N. Y., June 1, 1903.
Gilman E. Jopp, Providence, R. I., June 9, 1903.
Frank J. Griffin, New York, N. Y., June 11, 1903.
Jerome I. Rush, Ocean City, N. J., June 24, 1903.
Samuel A. Patterson, Asbury Park, N. J., June 24, 1903.
James L. King, San Francisco, Cal., July 9, 1903.
Frank H. Taylor, East Orange, N. J., July 1, 1903.
A. Fraser, Scotland, Great Britain, July 30, 1903.
Harry C. Mathieu, Baltimore, Md., August 27, 1903.
David Harvey, Jr., Asbury Park, N. J., September 28, 1903.
G. A. Resek, Lorain, Ohio, November 11, 1903.
John Stratton, Clones, Ireland, November 24, 1903.
Joseph H. Hughes, Cape May, N. J., January 21, 1904.
Charles G. Guyer, Wilmington, Del., January 26, 1904.
Wade Millis, Detroit, Michigan, February 5, 1904.
James M. Ellis, San Francisco, Cal., March 1, 1904.
Arthur P. Tifft, Portland, Oregon, March 8, 1904.
Aylett T. Holtzman, Washington, D. C., March 23, 1904.
Charles A. Helfer, New York, N. Y., March 23, 1904.
Lewis T. Stevens, Cape May, N. J., May 25, 1904.
Freedom C. Lippincott, Camden, N. J., June 27, 1904.
Alex. O'Driscoll Taylor, Newport, R. I., August 16, 1904.
John T. Evans, Moorestown, N. J., September 30, 1904.
Arthur Wright, Atlantic City, N. J., October 18, 1904.
Edward C. Sturges, Albany, N. Y., October 31, 1904.
Horatius Stuart, Edinburgh, Scotland, G. B., November 10, 1904.
Isidor J. Pocher, New York, N. Y., November 21, 1904.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Cochran, Cumings, Dewalt, Edmiston, Fisher, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irwin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern —42.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

On motion of Mr. Sproul.

The preamble and resolution was twice read, considered and agreed to, viz:

Whereas, Since the convening of the Legislature for the present session, death has removed from the scene of his labors, Hon. Ward Ramon Bliss, of Chester, who for nine consecutive sessions had been chosen to represent the county of Delaware in the House of Representatives, and

Whereas, Mr. Bliss has during his long public career rendered conspicuously useful service to the people of the State, and has been a faithful and valuable legislator, therefor be it

Resolved, That out of respect to the memory of the late Honorable Ward R. Bliss the Senate do now adjourn.

Whereupon,

The President adjourned the Senate until tomorrow afternoon at 2:30 o'clock.

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TUESDAY, January 17, 1905.

The President in the chair.

A motion was made by Mr. Keyser,

That when the Senate adjourn to-day, it be to meet to-morrow at eleven o'clock.

Which was agreed to.

A motion was made by Mr. Fox and Mr. Woods (Westmoreland),

That the vote had by which the nomination of B. F. Moyer, of Lower Paxton township, Dauphin county, as a notary public for said county, for four years from the date of confirmation, was confirmed yesterday, be reconsidered.

Which was agreed to.

On the question recurring,

Will the Senate agree to the motion to confirm said nomination?

A motion was made by Mr. Fox,

That the question, together with the further consideration of said nomination, be laid on the table.

Which was agreed to.

On motion of Mr. Scott,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That the Chief Clerks of the Senate and the House of Representatives be instructed to have printed, for the use of the Senate and House of Representatives, one hundred and fifty additional copies of bills reported, and one hundred and fifty additional copies of the calendar, as at previous sessions.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

A motion was made by Mr .Scott,

That the Senate take a recess until three o'clock.

Which was agreed to.

The hour of three o'clock having arrived,

The Senate reassembled, agreeably to the provisions of an act of the Congress of the United States, entitled 'An act to regulate the times and manner of holding elections for Senators in Congress," approved the twenty-fifth day of July, Anno Domini one thousand eight hundred and sixty-six, and of an act of the General Assembly of this Commonwealth, entitled 'An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved the eleventh day of January, Anno Domini one thousand eight hundred and sixty-seven, and the Senate proceeded by a viva voce vote of each Senator present to name one person for Senator in Congress from the State of Pennsylvania for the remainder of the constitutional term ending on the fourth day of March next, to fill the vacancy arising in that body by the expiration of the appointment of Philander C. Knox.

Whereupon,

Jacob Bolard named Philander C. Knox.
Charles L. Brown named Philander C. Knox.
Patrick F. Calpin named James K. P. Hall.
Sterling R. Catlin named Philander C. Knox.
J. Henry Cochran named James K. P. Hall.
John W. Crawford named Philander C. Knox.
Henry C. Cumings named Philander C. Knox.
Thomas D. Danner named James K. P. Kall.
Arthur G. Dewalt named James K. P. Hall.
Robert S. Edmiston named Philander C. Knox.

John S. Fisher named Philander C. Knox.
John E. Fox named Philander C. Knox.
Benjamin N. Freeland named James K. P. Hall.
Daniel P. Gerberich named Philander C. Knox.
Frederick A. Godcharles named Philander C. Knox.
Henry Gransback named Philander C. Knox.
Webster Grim named James K. P. Hall.
Horatio S. Hackett named Philander C. Knox.
Milton Heidelbaugh named Philander C. Knox.
Edwin N. Herbst named James K. P. Hall.
Joel G. Hill named James K. P. Hall.
Edward A. Irvin named Philander C. Knox.
William H. Keyser named Philander C. Knox.
William H. Manbeck named Philander C. Knox.
Myron Matson named Philander C. Knox.
George W. McNees named Philander C. Knox.
James P. McNichol named Philander C. Knox.
Donald P. McPherson named Philander C. Knox.
William C. Miller named Philander C. Knox.
Elmer I. Phillips named Philander C. Knox.
Charles E. Quail named Philander C. Knox.
Algernon B. Roberts named Philander C. Knox.
John M. Scott named Philander C. Knox.
Jesse S. Shepard named Philander C. Knox.
A. E. Sisson named Philander C. Knox.
William C. Sproul named Philander C. Knox.
Alexander Stewart named Philander C. Knox.
Jacob C. Stineman named Philander C. Knox.
J. A. Stober named Philander C. Knox.
Daniel J. Thomas named Philander C. Knox.
Oscar E. Thomas named Philander C. Knox.
George A. Vare named Philander C. Knox.
Samuel P. White named Philander C. Knox.
David A. Wilbert named Philander C. Knox.
Cyrus E. Woods named Philander C. Knox.
Williams S. Woods named Philander C. Knox.
Jacob G. Zern named James K. P. Hall.
Absent: Messrs. John M. Goehring and Edwin K. McConkey.
Present, but not voting: James K. P. Hall.

Thus the votes were:

For Philander C. Knox, 38.
For James K. P. Hall, 9.

So it appeared that Philander C. Knox was duly named by the Senate of Pennsylvania for Senator in Congress from the State of Pennsylvania for the remainder of the constitutional term ending on the fourth day of March next, to fill the vacancy arising in that body by the expiration of the appointment of Philander C. Knox.

Whereupon,

Agreeably to the provisions of an act of the Congress of the United States, entitled "An act to regulate the times and manner

of holding elections for Senators in Congress," approved the twenty-fifth day of Junly, Anno Domini one thousand eight hundred and sixty-six, and of an act of the General Assembly of this Commonwealth, entitled "An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved the eleventh day of January, Anno Domini one thousand eight hundred and sixty-seven, the Senate also proceeded by a viva voce vote of each Senator present to name one person for Senator in Congress from the State of Pennsylvania to fill the vacancy which will occur in that body by the expiration of the term of Philander C. Knox on the fourth day of March next.

Whereupon,

Jacob Bolard named Philander C. Knox.
Charles L. Brown named Philander C. Knox.
Patrick F. Calpin named James K. P. Hall.
Sterling R. Catlin named Philander C. Knox.
J. Henry Cochran named James K. P. Hall.
John W. Crawford named Philander C. Knox.
Henry H. Cumings named Philander C. Knox.
Thomas D. Danner named James K. P. Hall.
Arthur G. Dewalt named James K. P. Hall.
Robert S. Edmiston named Philander C. Knox.
John S. Fisher named Philander C. Knox.
John E. Fox named Philander C. Knox.
Benjamin N. Freeland named James K. P .Hall.
Daniel P. Gerberich named Philander C. Knox.
Frederick A. Godcharles named Philander C. Knox.
Henry Gransback named Philander C. Knox.
Webster Grim named James K. P. Hall.
Horatio B. Hackett named Philander C. Knox.
Milton Heidelbaugh named Philander C. Knox.
Edwin M. Herbst named James K. P. Hall.
Joel G. Hill named James K. P. Hall.
Edward A. Irvin named Philander C. Knox.
William H. Keyser named Philander C. Knox.
William H. Manbeck named Philander C. Knox.
Myron Matson named Philander C. Knox.
George W. McNees named Philander C. Knox.
James P. McNichol named Philander C. Knox.
Donald P. McPherson named Philander C. Knox.
William C. Miller namel Philander C. Knox.
Elmer I. Phillips named Philander C. Knox.
Charles E. Quail named Philander C. Knox.
Algernon B. Roberts named Philander C. Knox.
John M. Scott named Philander C. Knox.
Jesse S. Shepard named Philander C. Knox.
A. E. Sisson named Philander C. Knox.
William C. Sproul named Philander C. Knox.
Alexander Stewart named Philander C. Knox.
Jacob C. Stineman named Philander C. Knox.
J. A. Stober named Philander C. Knox.
Daniel J. Thomas named Philander C. Knox.

Oscar E. Thompson named Philander C. Knox.
George A. Vare named Philander C. Knox.
Samuel P. White named Philander C. Knox.
David A. Wilbert named Philander C. Knox.
Cyrus E. Wood named Philander C. Knox.
William S. Wood named Philander C. Knox.
Jacob G. Zern named Philander C. Knox.

Thus the votes were:

For Philander C. Knox, 38.
For James K. P. Hall, 9.

So it appeared that Philander C. Knox was duly named by the Senate of Pennsylvania for Senator in Congress, from the State of Pennsylvania, for six years from the fourth day of March, A. D. 1905.

The Clerk of the House of Representatives being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the Senate , January 17, 1905.

Resolved, (if the House of Representatives concur), that the Chief Clerks of the Senate and the House of Representatives be instructed to have printed, for the use of the Senate and House of Representatives, one hundred and fifty additional copies of bill reported, and one hundred and fifty additional copies of the calendar, as at previous sessions.

On motion of Mr. Grim,

The following preamble and resolution was twice read.

Whereas, Serious charges affecting the honor of Pennsylvania in relative to the selection and appointment of a United States Senator to represent this State in the Senate of the United States Senate have been publicly made and published in the Pittsburg Times of January 10, 1905, and later by various other responsible newspapers published in Pennsylvania wherein the details of the transactions by which the selection was to be made in payment off certain financial obligations then outstanding were set forth circumstantially and with precision, and

Whereas, The said newspapers have made no public retraction of the said charges, but some of the persons therein publicly named have denied the allegation, and the people of this Commonwealth are not informed as to whether the charges alleged are true or false, and

Whereas, The said charges if true, not only affect the honor and dignity of the Commonwealth of Pennsylvania, but the title of the Honorable Philander C. Knox to his seat in the Senate as well, if it should be ascertained that he was in any manner cognizant of the transactions detailed; and if false, that he should be accorded the privilege of having all suspicions removed and the honor and dignity of the Commonwealth vindicated and the said newspapers be publicly branded as maligners; Therefore, be it

Resolved, That the President of the Senate immediately upon the passage of this resolution, appoint a committee of three Senators, whose duty it shall be to thoroughly investigate the truth or falsity of the said charges with full power to employ counsel, to issue subpoenas and require the attendance before them for examination of all persons, and for the production of all papers, books, notes, agreements they may deem necessary, and to take the testimony in the matter and report the result of their findings, together with all testimony taken, to the Senate on or before the first day of March next.

On the question,

Will the Senate agree to the resolution?

The yeas and nays were required by Mr. Scott and Mr. Keyser, and were as follows, viz:

YEAS.

Messrs. Calpin, Cochran, Danner, Dewalt, Freeland, Grim, Hall, Herbst, Hill, and Zern—10.

NAYS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Edmiston, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), and Woods (Westmoreland)—38.

So the question was determined in the negative.

Mr. Fox asked and obtained leave of absence for Mr. McConkey, for an indefinite period, on account of illness.

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning at eleven o'clock.

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WEDNESDAY, January 18, 1905.

The President pro tempore in the chair.

On motion of Mr. Keyser,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), that when the Senate adjourns to-day it be to meet on Monday evening next at nine o'clock P. M.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Fisher,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the President pro tempore of the Senate be authorized to appoint four persons as clerks, and two persons as stenographers, to standing committees of the Senate, and to assign them to such committees as he may deem advisable; and that he be also authorized to appoint sufficient additional assistant doorkeepers to prevent intrusion on the floor of the Senate, and to maintain order in the galleries and lobbies of the Senate; payment for the same to be provided for in the general appropriation bill, not to exceed six dollars per diem.

On motion of Mr. Scott,

The following resolution was twice read, viz: :

Resolved, That Frank A. Judd, of Beaver, be elected Chief Clerk of the Senate for the term of two years.

On the question,

Will the Senate agree to the resolution?

A motion was made by Mr. Grim,

To amend the same by striking out the words "Frank A. Judd, Esq., of Beaver," and inserting in lieu thereof the words "Howard A. Holstein, of Dauphin county."

On the question,

Will the Senate agree so to amend the resolution?

It was decided in the negative.

The resolution was then agreed to.

On motion of Mr. Scott,

The following resolution was twice read, viz:

Resolved, That the following persons be elected officers of the Senate for the session of 1905:

Journal Clerk, John M. Rhey.
Reading Clerk—P. W. Lowry.
Message Clerk, Howard L. Klotz.
Sergeant-at-Arms, A. T. Moorehead.

Assistant Sergeants-at-Arms, Benj. Radcliffe and R. Scott Ritter.
Transcribing Clerks, Willis Cowan and W. D. Nason.
Postmaster—Fred E. Mather.
Doorkeeper, Henry S. Borkel.
Assistant doorkeeper, Joseph F. Williams and Charles A. Mason.
Messenger, John T. Patton.
Assistant Messenger, George Gane.
Superintendent Folding room, Michael Shilling.
Pasters and Folders—Harry Richardson, John Battles, J. William Mitchell, Daniel Kelleher, Joshua Miles, Thomas Barry.

On the question,

Will the Senate agree to the resolution?

A motion was made by Mr. Grim,

To amend the same by striking out all after the word "1905" and inserting in lieu thereof the following:

Librarian, A. Walsh Sullivan.
Journal Clerk, Hon. A. J. Durling, Carbon.
Reading Clerk, Clarence S. Barrett, Bucks.
Message Clerk, Samuel Weil, Lehigh.
Assistant Clerk, George B. Drake, Greene.
Executive Clerk, Thomas A. Donahoe, Lackawanna.
Transcribing Clerks, W. J. Furber, Wayne; A. C. Smith, Jefferson; B. S. Sterling, Fayette; Robert S. Taylor, Northampton.
Clerk to President pro tempore, James A. Miller, Lehigh.
Chaplain, Rev. Isaac Stahr, Berks.
Sergeant-at-Arms, Harrison Christman, Monroe.
Assistant Sergeants-at-Arms, Isaac Barr, Berks; Fred Phillips, Lackawanna.
Postmaster, E. R. Trauch, Bucks.
Doorkeeper, Thomas Mulligan, Lehigh.
Assistant Doorkeepers, W. C. Comser, Susquehanna; Clyde K. Sandt, Northampton.
Messenger—Fred Grimes, Greene.
Assistant Messenger, George Wolf, Lycoming.
Superintendent of Folding Room, Edw. Brennan, Bucks.
Pasters and Folders—Lew. Hass, Berks; George Gross, Lehigh; N. J. Spence, Wayne; Ed. Martin, Greene; James Ryan, Montour.
Janitor of Committee Rooms,
Janitor of Coat Rooms, Seymour Rufe, Bucks.
Janitors of Basement, Charley Cage, Greene.
Janitor, William Finch, Greene.
Chief page, Edwin Miller, Lehigh.
Pages, Herbert Dellecker, Berks; George Seth, Elk; Thomas Jones, Lehigh; W. J. Layne, Wayne; Daniel Atkinson, Bucks, Jim Pocidey, Greene, Robert Flynn, Lackawanna."

On the question,

Will the Senate agree so to amend the resolution?

It was decided in the negative.

The resolution was then agreed to.

In accordance with law, the Chief Clerk announced the appointment of the following officers and employes:

Librarian, Herman P. Miller.
Executive Clerk, Charles J. Fowler.
Assistant Clerk, W. Harry Baker.
Transcribing Clerk, Harry A. Thompson.
Transcribing Clerk, Thomas L. Hobart.
Janitor of Committee Room, Thomas C. Parker.
Janitor of Coat Room, Hubert G. Sumner.
Janitor of Elevator, William J. Hodge.
Janitor of Basement. J. Hauer Reinoehl.
Janitor of Barber Shop, Anthony Frenie.
Janitor of Bath Room, Josiah Higgins.
Watchman, Charles Murphy.
Chief Page, Forwood Clark.
Pages—Morris A. Shneidman, Robert Shoemaker, Edward McIlvaine, Maurice W. Trainer, Ralph Runkle, William Bruner, Charles Sweeney, Harry A. Plum, M. Sangree Fahrney.

The President pro tempore announced the following appointments under authority of the law:

Chaplain, Rev. J. Wesley Sullivan.
Clerk to President pro tempore, W. J. Cathrall.
Stenographer, James H. Varnum.
Clerk to Judiciary General Committee, Kirk McConnell.
Clerk to Judiciary Special Committee, J. L. Adams.
Clerk to Appropriations Committee, Ezra F. Gray.
Assistant Doorkeeper, William R. Teats.
Assistant Doorkeeper, Charles L. Elliott.
Assistant Doorkeeper, J. Howard Feight.
Assistant Doorkeeper, Robert Brown.

The President pro tempore announced the appointment of the standing committees of the Senate for the session of 1905, as follows, viz:

Agriculture.

Messrs. Edmiston, Chairman, Cumings, Stewart, Stober, Miller, Roberts, Bolard, Thomson, Manbeck, Gerberich, Herbst, Hill, Freeland, Sproul, ex-officio.

Appropriations.

Messrs. White, Chairman, Cumings, Scott, Keyser, Stineman, Stober, Quail, Matson, Fox, C. E. Woods, Fisher, Thomas, Sisson, Crawford, Stewart, Bolard, Edmiston, Heidelbaugh, McConkey, Miller, Roberts, McPherson, Phillips, McNichol, Thomson, Hackett, Catlin, Cochran, Dewalt, Hall, Zern, Sproul, ex-officio.

Banks and Building and Loan Associations.

Messrs. Crawford, Chairman, Matson, Stineman, Bolard, McNees, McConkey, Heidelbaugh, Brown, Shepard, Wilbert, Calpin, Cochran, Hall, Sproul, ex-officio.

Canals and Inland Navigation.

Messrs. Godcharles, Chairman, Thomas, Stewart, Manbeck, Dewalt, Grim, Sproul, ex-officio.

City Passenger Railways.

Messrs. Keyser, Chairman, Crawford, Hackett, McConkey, McNichol, Stineman, Catlin, Wilbert, Dewalt, Calpin, Sproul, ex-officio.

Congressional Apportionment.

Messrs. Hackett, Chairman, Stineman, Quail, Edmiston, Goehring, W. S. Woods, Manbeck, Phillips, Shepard, Danner, Hill, Grim, Sproul, ex-officio.

Corporations.

Messrs. Fisher, Chairman, Matson, Scott, C. E. Woods, Cumings, Sisson, Stineman, Fox, Vare, McNichol, Crawford, Roberts, McPherson, White, Irvin, McNees, Cochran, Dewalt, Calpin, Sproul, ex-officio.

Education.

Messrs. Sisson, Chairman, Cumings, Keyser, White, Goehring, McPherson, W. S. Woods, Heidelbaugh, Manbeck, Roberts, McConkey, Irvin, Catlin, Brown, Herbst, Grim, Sproul, ex-officio.

Elections.

Messrs. Shepard, Chairman, Stober, Brown, Edminston, Gransback, Gerberich, Fisher, McNees, Phillips, Hill, Grim, Sproul, ex-officio.

Exposition Affairs.

Messrs. McConkey, Chairman, Scott, C. E. Woods, Keyser, Sisson, Roberts, Matson, Godcharles, Cochran, Danner, Sproul, ex-officio.

Federal Relations.

Messrs. Goehring, Chairman, Bolard, Thomas, Miller, Gerberich, Wilbert, Manbeck, Freeland, Grim, Sproul, ex-officio.

Finance.

Messrs. Scott, Chairman, Stober, C. E. Woods, Cumings, Keyser, McNichol, Bolard, Crawford, W. S. Woods, Miller, Thompson, Phillips, Catlin, Danner, Cochran, Hall, Sproul, ex-officio.

Forestry.

Messrs. McPherson, Chairman, Cumings, Stineman, Stewart, Hei-

delbaugh, Edmiston, Roberts, Matson, Bolard, Gerberich, Irvin, Godcharles, Freeland, Hill, Sproul, ex-officio.

Game and Fisheries.

Messrs. Bolard, Chairman, Sisson, Fox, Cumings, Matson, Edmiston, W. S. Woods, McNees, Phillips, Gerberich, Godcharles, Cochran, Hill, Zern, Sproul, ex-officio.

Insurance.

Messrs. Brown, Chairman, Vare, Heidelbaugh, Gransback, Crawford, Keyser, McNichol, Miller, Scott, Thomson, Phillips, Danner, Zern, Sproul, ex-officio.

Judicial Apportionment.

Messrs. W. S. Woods, Chairman, Stineman, Quail, Crawford, Vare, Heidelbaugh, Manbeck, Shepard, Danner, Calpin, Freeland, Sproul, ex-officio.

Judiciary General.

Messrs. C. E. Woods, Chairman, Sisson, Scott, Fisher, Fox, Goehring, McPherson, Roberts, Shepard, Brown, W. S. Woods, Cumings, McConkey, Danner, Dewalt, Freeland, Grim, Sproul, ex-officio.

Judiciary Special.

Messrs. Fox, Chairman, Scott, White, Vare, Keyser, McNichol, Crawford, Roberts, Thomas, Catlin, Cochran, Dewalt, Sproul, ex-officio.

Law and Order.

Messrs. Miller Chairman, Fox, Gransback, Scott, Keyser, Heidelbaugh, Thomas, Hackett, McNichol, Phillips, Hall, Freeland, Cochran, Zern, Sproul, ex-officio.

Legislative Apportionment.

Messrs. Phillips, Chairman, Gransback, Heidelbaugh, Edmiston, Stineman, Matson, Hackett, Stewart, Keyser, Thomas, Cochran, Hall, Sproul, ex-officio.

Library.

Messrs. Irvin, Chairman, Stewart, Fisher, McPherson, Thomas, Thomson, Grim, Herbst, Freeland, Sproul, ex-officio.

Mines and Mining.

Messrs. Heidelbaugh, Chairman, Matson, Scott, Stober, Vare, Thomson, Stewart, Danner, Hall, Sproul, ex-officio.

Military Affairs.

Messrs. Cumings, Chairman, Stineman, Stewart, Quail, Bolard, Hackett, Irvin, Godcharles, Stober, Hill, Zern, Sproul, ex-officio.

Municipal Affairs.

Messrs. Matson, Chairman, Fox, Keyser, Gransback, Goehring, Crawford, W. S. Woods, Sisson, Scott, Vare, Brown, Shepard, Catlin, Wilbert, Herbst, Cochran, Dewalt, Sproul, ex-officio.

New Counties and County Seats.

Messrs. McNees, Chairman, McPherson, Miller, McConkey, Thomson, Wilbert, Catlin, Irvin, Hill, Danner, Sproul, ex-officio.

Pensions and Gratuities.

Messrs. Catlin, Chairman, Hackett, Thomas, Wilbert, Herbst, Grim, Hill, Freeland, Sproul, ex-officio.

Public Grounds and Buildings.

Messrs. Stineman, Chairman, Fox, Cumings, Heidelbaugh, Bolard, White, Stewart, McPherson, Keyser, Gerberich, Thomson, Zern, Calpin, Sproul, ex-officio.

Public Printing.

Messrs. Stewart, Chairman, Thomas, W. S. Woods, Fox, Quail, Cumings, Danner, Sproul, ex-officio.

Public Health and Sanitation.

Messrs. Quail, Chairman, Stober, Cumings, Gransbach, Fisher, Crawford, Miller, Gerberich, Brown, McConkey, Hall, Herbst, Zern, Sproul, ex-officio.

Public Supply of Light, Heat and Water.

Messrs. Thomas, Chairman, Sisson, White, Fox, Goehring, Vare, Crawford, McNees, Dewalt, Hall, Calpin, Sproul, ex-officio.

Public Roads and Highways.

Messrs. Roberts, Chairman, Heidelbaugh, Cumings, Stineman, Matson, McPherson, Quail, Goehring, Edmiston, Fisher, Godcharles, Cochran, Calpin, Hall, Sproul, ex-officio.

Railroads.

Messrs. Stober, Chairman, Scott, C. E. Woods, White, Cumings, Stineman, Roberts, Vare, Stewart, Cochran, Hall, Sproul, ex-officio.

The President pro tempore announced the appointment of the Hon. J. A. Stober as a trustee of the Soldiers and Sailors' Home at Erie.

The President pro tempore announced the appointment of Hon. J. C. Stineman and Hon. E. A. Irvin as commissioners of the Soldiers' Orphan Schools.

Mr. Scott read in his place and presented to the Chair a bill, en-

titled "An act to quiet the title of real estate, and to enable citizens of the United States and corporations chartered under the laws of this Commonwealth and authorized to hold real estate therein, to hold and convey title to real estate which has formerly been held by corporations not authorized by law to hold real estate in Pennsylvania."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act to provide for the retirement of judges of courts of record in this Commonwealth who have served as such judge for twenty-five successive years and have attained the age of seventy years, and for the payment of such retired judges, and for the filling of vacancies caused by said retirement."

Which were committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair "A joint resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centennial Exposition to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five, in commemoration of the one-hundredth anniversary of the exploration of the Oregon country by an expedition planned by President Jefferson and commanded by Captain Meriwether Lewis and William Clark, and providing for the appointment of a commission, and making an appropriation to defray the expenses of the same."

Which was committed to the Committee on Exposition Affairs.

He also read in his place and presented to the Chair a bill, entitled "An act relative to the employment of children."

Which was committed to the Committee on Judiciary General.

Mr. Edmiston read in his place and presented to the Chair a bill, entitled "An act to create the Department of Public Printing and Binding, to carry out the provisions of section twelve, article three, of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor."

Which was committed to the Committee on Public Printing.

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number four, and providing for the election and appointment of judges for said court."

Which was committed to the committee on Judicial Apportionment.

Mr. White read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Southwestern Nor-

mal School of Pennsylvania, located at California, in the county of Washington, for the two fiscal years beginning June five, one thousand nine hundred and five."

Which was committed to the Committee on Appropriations.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the purpose of continuing and maintaining schools among the Cornplanter Indians of Warren county."

Which were committed to the Committee on Appropriations.

Mr. Stober read in his place and presented to the Chair a bill, entitled "An act to authorize the several counties of the Commonwealth of Pennsylvania to pay all witnesses serving under writs issued by the Courts of Quarter Sessions, Common Pleas or Orphans' Court."

He also read in his place and presented to the Chair a bill, entitled "An act to exempt from payment of collateral inheritance tax bequests and devises for the building or erection of churches for public use."

Which were committed to the Committee on Judiciary General.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act entitled an act to provide for the extension of Capitol Park in the city of Harrisburg, and for the purchasing or taking and condemnation of the real estate in connection therewith, and making an appropriation therefor, and the expenses, et cetera, in connection therewith."

Which was committed to the Committee on Public Buildings and Grounds.

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act creating a department of health and defining its powers and duties."

Which was committed to the Committee on Public Health and Sanitation.

He also read in his place and presented to the Chair a bill, entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefited thereby, authorizing the township commissioners to create sewer districts, to apportion the cost of sewer construction among the same, and to prescribe the manner in which the charges shall be assessed on properties and municipal liens for the same, or to assess an annual tax for payment of such cost."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled"An act to provide for the protection and preservation of game,

game quadrupeds and game birds, and song, insectivorous and other wild birds, and prescribing penalties for violation of its several provisions."

Which was committed to the Committee on Game and Fisheries.

He also read in his place and presented to the Chair a bill, entitled "An act for the preservation of the purity of the waters of the State."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Woods (Allegheny), read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny county, Pennsylvania."

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act authorizing the councils of incorporated boroughs to require the sub-grading, paving, curbing and macadamizing of streets or thoroughfares or parts thereof, and assess the cost of the same on the owners of property abutting thereon, provided four-fifths of said owners petition councils for same, and providing for the collection of the cost of same."

Which was committed to the Committee on Municipal Affairs.

He also read in his place and presented to the Chair a bill, entitled "An act to provide the sale and use of certain fire-works, fire-crackers, pistols, explosive canes and ammunition, and providing penalties for violations thereof."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number five, and providing for the election and appointment of judges for said court."

Which was committed to the Committee on Judicial Apportionment.

On behalf of Mr. Goehring, Mr. Woods (Allegheny), read in place and presented to the Chair a bill, entitled "An act increasing the number of persons who shall be summoned and returned as jurors in the courts of common pleas in counties having three or more courts of common pleas."

Which was committed to the Committee on Judiciary General.

On behalf of Mr. Goehring, Mr. Woods (Allegheny), read in his place and presented to the Chair a bill, entitled "An act to amend

section one of an act, entitled 'An act requiring written notice to be served upon supervisors of the proposed opening and construction of new roads for public use and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass, of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same, and of the time and place of their meetings."

Mr. Vare read in his place and presented to the Chair a bill, entitled "An act in reference to the eligibility of road jurors and jurors of view."

Which were committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act to appropriate the sum of five hundred thousand dollars ($500,000) for the deepening and improving of the channel of the Delaware river between the city of Philadelphia and Delaware bay."

Which was committed to the Committee on Appropriations.

Mr. McNichol read in his place and presented to the Chair a bill, entitled "An act authorizing the sale of certain articles and the performance of certain labor on the first day of the week, commonly called Sunday."

Which was committed to the Committee on Judiciary General.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Todd Hospital, of Carlisle, Pennsylvania."

Which was committed to the Committee on Appropriations.

Mr. Thomas read in his place and presented to the Chair a bill, entitled "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the trustees of the State Hospital for Injured Persons of the Anthracite Coal Region of Pennsylvania, at Fountain Springs, near Ashland Schuylkill county, Pennsylvania."

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act to amend paragraph sixteen of section one of an act, entitled 'An act to regulate the publication, binding and distribution of the public documents of this Commonwealth,' approved

the second day of May, Anno Domini one thousand eight hundred and ninety-nine."

Which was committed to the Committee on Public Printing.

Mr. Phillips read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Shenango Valley Hospital, of New Castle, Pa."

Mr. Hill read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the City Hospital, of Susquehanna borough."

Mr. Fisher read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Adrian Hospital Association of Jefferson County, Pennsylvania."

Mr. Herbst read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain."

Which were committed to the Committee on Appropriations.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act relating to the recording of deeds, mortgages and other instruments, providing that the same shall take effect from the time of record, regulating the duties of the recorder, and repealing inconsistent acts."

Which was committed to the Committee on Judiciary General.

Mr. Stober read in his place and presented to the Chair a bill, entitled "An act to amend the third and seventh sections of an act, entitled 'An act for the better protection of game and game mammals, game birds, song and insectiverous birds, limiting the number of game birds and game mammals to be killed by any one person in one day or in one season, prohibiting the sale of the same and the shipment thereof out of the State, and providing penalties for the violation thereof, approved the fourth day of June, Anno Domini one thousand eight hundred and ninety-seven, which title was amended on the sixth day of May, Anno Domini one thousand eight hundred and ninety-nine to read 'An act to provide for the protection and preservation of game, game quadrupeds and game birds, and song and insectivorous birds, and prescribing penalties for the violation of its several provisions.'"

Which was committeed to the Committee on Game and Fisheries.

Mr. Grim read in his place and presented to the Chair a bill, entitled "An act to amend a supplement to an act, entitled 'An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, one thousand eight hundred and sixty, amending the ninety-first section thereof, defin-

ing rape and carnal knowledge of female children, and prescribing the penalty thereof,' approved the nineteenth day of May, Anno Domini one thousand eight hundred and eighty-seven."

Mr. Hackett read in his place and presented to the Chair a bill, entitled "An act regulating the employment of women and minor children in manufacturing establishments, mercantile and textile industries, laundries, work shops, renovating works or printing offices, and providing penalties for violation thereof."

Which were committed to the Committee on Judiciary General.

Mr. Grim read in his place and presented to the Chair a bill, entitled "An act making an appropriation for medals of honor."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Bucks County Historical Society."

Which were committed to the Committee on Appropriations.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to provide for the health of the residents and cleanliness of the streets of cities of the first class."

Which was committed to the Committee on Health and Sanitation.

Mr. Hall read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Elk County General Hospital, and to assist in the erection of a nurses' home in connection with said hospital."

Which was committed to the Committee on Appropriations.

The Clerk of the House being introduced, presented the following extract from the Journal of the House, which was read as follows, viz:

In the House of Representatives,
January 18, 1905.

Whereas, By reason of the great demand by the people of this Commonwealth for the pamphlet containing the game, fish and forestry laws of this Commonwealth, the many proposed changes in the same and additions thereto, and that the people of the State be given the opportunity to become acquainted with these laws, as quickly as possible after their enactment;

Therefore, be it resolved (if the Senate concur), That the Secretary of the Board of Game Commissioners of this State be and is hereby directed to prepare, and as soon as possible after the close of this session have published in pamphlet form 80,000 copies of said laws, together with such letter of instructions by those entrusted with the care of our game, our forests and our fish as may seem necessary. Sixteen thousand for the use of the Senate, forty thousand for the use of the House of Representatives, four thousand for the use of the Executive, four thousand for the use of

the Secretary of the Commonwealth, four thousand for the use of the Department of Forestry, four thousand for the use of the Department of Fisheries, and eight thousand for the use of the Board of Game Commissioners,

Provided, That the cost thereof shall not exceed three hundred dollars.

The foregoing preamble and resolution having been read,

On the question,

Will the Senate concur in the same?

A motion was made by Mr. White,

That said resolution be referred to the Committee on Public Printing.

Which was agreed to.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Edward J. Burke to be alderman in and for the Eleventh ward, city of Pittston, county of Luzenre, to serve until the first Monday in May, 1905, vice Patrick H. Sheridan, deceased.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Ethan Allen Weaver to be a member of the board of commissioners to direct and supervise the preservation of the Historical archives of the Commonwealth of Pennsylvania, to serve until lawfully determined or annulled, to compute from January 14, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James A. Richards to be justice of the peace in and for the township of Ligonier, county of Westmoreland, to serve until the first Monday in May, 1905, vice A. B. Myers, resigned.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years to compute from the date of their confirmation:

Armstrong County.

James B. Kifer, Leechburg.

Berks County.

Lott W. Reiff, Oley township.

Blair County.

F. J. F. Confer, Altoona.
Charles J. McCullough, Altoona.

Clinton County.

Miss Vola M. Rathberger, Lock Haven.

Centre County.

John L. Holmes, State College.

Cumberland County.

Jay Earl Quigley, Carlisle.

Fayette County.

Isadore Frank, Uniontown.

Lackawanna County.

Charles Balentine, Scranton.
Gabriele Pugliano, Carbondale.

Lancaster County.

J. R. Decker, Elizabethtown.

Lawrence County.

Robert L. Wallace, New Castle.

Montgomery County.

Joseph G. Trank, Jenkintown.

Philadelphia County.

Edwin M. Abbott, Philadelphia.
Joseph J. Lawless, Philadelphia.
David Rentschler, Philadelphia.
Wm. H. R. Lukens, Philadelphia.

Westmoreland County.

B. W. Caldwell, Jeanette.
Chester B. Wilson, Avonmore.

Washington County.

Miss Minnie B. Richardson, Charleroi.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years to compute from the dates set opposite their names, respectively:

Allegheny County.

Josiah W. Guy, Oakdale, Jan. 22, 1905.
Charles F. Chubb, Pittsburg, Feb. 27, 1905.
Frank R. Nesbitt, Coraopolis, Feb. 27, 1905.

Berks County.

Geo. W. Wertz, Lower Heidelberg township, Feb. 28, 1905.

Bradford County.

John A. Codding, Towanda, Jan. 24, 1905.

Chester County.

Samuel H. Black, Downingtown, Jan. 29, 1905.

Dauphin County.

H. H. Freeburn, Harrisburg, January 22, 1905.
John T. Brady, Harrisburg, Jan. 22, 1905.

Fayette County.

P. Bufano, Connellsville, Jan. 24, 1905.
H. F. Detwiler, Uniontown, Jan. 25, 1905.

Lackawanna County.

William E. Watt, Jermyn, Jan. 29, 1905.

Montgomery County.

John J. Corson, Norristown, Feb. 27, 1905.

Northumberland County.

Preston A. Vought, Mount Carmel, Jan. 30, 1905.

Perry County.

Reuben H. Kell, Blain, Feb. 27, 1905.

Philadelphia County.

B. Gordon Bromley, Philadelphia, Jan. 31, 1905.
Saml. T. Fox, Philadelphia, Jan. 22, 1905.
Thomas A. Fenstermaker, Philadelphia, Jan. 21, 1905.
Herman C. Horn, Philadelphia, Jan. 21, 1905.
William D. Nees, Philadelphia, Feb. 4, 1905.
Robt. G. Foster, Philadelphia, Feb. 27, 1905.

Potter County.

William G. Kline, Galeton, Feb. 27, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Israel W. Durham, of Philadelphia, to be Insurance Commissioner for the Commonwealth of Pennsylvania for the term of three years, to compute from the first Monday of May, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John C. Delaney, of Harrisburg, to be Factory Inspector for the Commonwealth of Pennsylvania, for the term of three years, to compute from January 15, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jacob M. Beeson, of Hopwood, Fayette county, to be Superintendent of the Cumberland Road in Fayette and Somerset counties for the term of two years, to compute from May 1, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate N. R. McNeal, of Claysville, Washington county, to be Commissioner of the National Road lying between the Monongahela river westward and the line of the State of West Virginia, for the term of three years, to compute from June 1, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William R. Tucker, of Philadelphia, to be Master Warden of the Port of Philadelphia, for the term of three years, to compute from July 16, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. L. Forward, of Chester, to be Member of the State Quarantine Board for the Port of Philadelphia, for the term of two years, to compute from July 1, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the State Board of Agriculture, for the terms set opposite their names, respectively:

R. H. Thomas, Mechanicsburg, for the term of three years, to compute from the fourth Wednesday of January, 1903.

James A. Beaver, Bellefonte, for the term of three years, to compute from the fourth Wednesday of January, 1904 .

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Commissioners of the State Board of Public Charities, for the term of five years, to compute from the dates set opposite their names, respectively:

Francis J. Torrance, Allegheny, July 3, 1903.

J. Nicholas Mitchell, M. D., Philadelphia, July 3, 1903.

Isaac Johnson, Media, November 9, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel E. Gill, of Pittsburg, to be a Commissioner of the State Board of Public Charities, to serve until July 3, 1908, to compute from October 5, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be Members of the State Board of Health and Vital Statistics of the Commonwealth of Pennsylvania, for the term of six years, to compute from the dates set opposite their names, respectively:

Charles E. Harvey, M. D., Philadelphia, July 1, 1903.
M. A. Embick, Boiling Springs, July 1, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the State Pharmaceutical Examining Board, to serve for the term of five years, to compute from the dates set opposite their names, respectively:

William Lincoln Cliffe, Philadelphia, June 24, 1903.
Paul W. Houck, Shenandoah, October 2, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William E. Meehan, of Philadelphia, to be Commissioner of Fisheries for the Commonwealth of Pennsylvania, for the term of four years, to compute from June 2, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Members of the State Fish-

eries Commission, for the term of two years, to compute from June 2, 1903:

Charles L. Miller, Altoona.
Andrew R. Whitaker, Phoenixville.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen, to be members of the State Fisheries Commission, for the term of four years, to compute from June 2, 1903:

John Hamburger, Erie.
Henry C. Cox, Wellsboro.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Directors of the Nautical School at Philadelphia, for the term of six years, to compute from the dates set opposite their names, respectively:

Benjamin P. Obdyke, Philadelphia, May 3, 1903.
Richard B. Williams, West Philadelphia, June 11, 1903.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Inspectors of the State Penitentiary for the Eastern District of Pennsylvania, at Philadelphia, for the term of two years, to compute from the dates set opposite their names, respectively:

Charles D. Hart, Philadelphia, June 25, 1903.
William G. Huey, Philadelphia, June 25, 1903.
Murrell Dobbins, Philadelphia, March 30, 1904.
Francis von A. Cabeen, Philadelphia, March 30, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Inspectors of the State Penitentiary for the Western District of Pennsylvania, at Allegheny, for the term of two years, to compute from the dates set opposite their names, respectively:

David B. Oliver, Pittsburg, June 17, 1903.
William J. Diehl, Pittsburg, September 29, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be managers of the State Industrial Reformatory, at Huntingdon, for the terms set opposite their names, respectively:

John D. Dorris, Huntingdon, until May 15, 1910, to compute from December 31, 1903.

Alexander Port, Huntingdon, for the term of ten years, to compute from May 15, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the State Free Library Commission, for the term of five years, to compute from the dates set opposite their names, respectively:

Horace Edward Hayden, Wilkes-Barre, January 9, 1905.
W. N. Frew, Pittsburg, January 3, 1905.
Henry Belin, Jr., Scranton, January 3, 1905.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be managers of the Western Pennsylvania Hospital, at Dixmont, for the term of one year, to compute from August 17, 1904.

A. L. McKibben, New Sheffield.
Robert Pitcairn, Pittsburg.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Trustees of the Pennsylvania State Lunatic Hospital, at Harrisburg, for the term of three years, to compute from March 19, 1903.

Samuel Small, York.
Charles H. Mullin, Mt. Holly Springs.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John Booth, of Conshohocken, to be a Trustee of the State Hospital for the Insane of the Southeastern District of Pennsylvania, at Norristown, for the term of three years, to compute from June 27, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be trustees of the State Hospi-

tal for the Insane, at Warren, for the term of three years, to compute from the dates set opposite their names, respectively:

Charles C. Shirk, Erie, June 10, 1903.
John F. Brown, Clarion, June 26, 1903.
J. Henry Beadle, Dagus Mines, August 31, 1903.
R. B. Stone, Bradford, October 1, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Luther C. Smith, of Drifton, to be a Trustee of the State Hospital of the Middle Coal Field of Pennsylvania, at Hazleton, to serve until lawfully determined or annulled, to compute from March 25, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Trustees of the State Asylum for the Chronic Insane of Pennsylvania, at Wernersville, for the term of three years, to compute from the dates set opposite their names, respectively:

Joseph L. Lemberger, Lebanon, June 12, 1903.
Horace Brock, Lebanon, June 12, 1903.
Thomas Polk Merritt, Reading, January 6, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be Trustees of the Home for the Training in Speech of Deaf Children Before They Are of School Age, at Philadelphia, for the term of five years, to compute from the dates set opposite their names, respectively:

Miss Mary S. Garrett, Philadelphia, July 14, 1903.
J. B. Showalter, Chicora, July 14, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Trustees of the State Institution for Feeble Minded of Western Pennsylvania, at Polk, for the term of three years, to compute from the dates set opposite their names, respectivly:

John A. Wiley, Franklin, May 1, 1903.
George F. Davenport, Meadville, May 1, 1903.
W. J. Bleakley, Franklin, May 1, 1904.
W. H. Schwartz, Altoona, May 1, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby by to nominate for the advice and consent of the Senate Leonard Pearson, of Philadelphia, to be State Veterinarian of the Department of Agriculture of the Commonwealth of Pennsylvania, for the term of four years, to compute from January 2, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Commissioners of Valley Forge, for the term of five years, to compute from the dates set opposite their names, respectively:

John W. Woodside, Philadelphia, June 8, 1903.
A. H. Bowen, Philadelphia, June 8, 1903.
E. A. Price, Media, June 8, 1903.
W. H. Sayen, Wayne, June 8, 1903.
Samuel S. Hartranft, Norristown, April 20, 1904.
Martin G. Brumbaugh, Philadelphia, April 20, 1904.
John P. Nicholson, Philadelphia, April 20, 1904.
George H. Colket, Philadelphia, April 20, 1904.
J. P. Hale Jenkins, Norristown, April 20, 1904.
Henry A. Muhlenberg, Reading, April 20, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1904:

J. Guy McCandless, Pittsburg.
John E. Willetts, Pittsburg.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Homeopathic Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1904:

D. P. Maddux, Chester.
L. H. Willard, Allegheny.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Eclectic Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1904:

William H. Blake, Philadelphia.
L. F. Crawford, Tyrone.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the College and University Council of the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

C. C. Harrison, LL. D., Philadelphia, October 1, 1903.
George W. Atherton, LL. D., State College, October 1, 1903.
Samuel B. McCormick, Pittsburg, January 14, 1905.
J. D. Moffat, D. D., Washington, October 1, 1903.
Harvey W. McKnight, D. D., Gettysburg, October 1, 1903.
Edward Brooks, Ph.D., Philadelphia, October 1, 1903.
J. M. Coughlin, A. M., Wilkes-Barre, October 1, 1903.
G. M. Philips, Ph. D., West Chester, October 1, 1903.
Dr. J. H. Harris, Lewisburg, March 29, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the State Board of Veterinary Medical Examiners, for the term of three years, to compute from the dates set opposite their names, respectively:

J. C. McNeil, Pittsburg, first Monday of September, 1903.
W. H. Ridge, Trevose, first Monday of September, 1903.
W. Horace Hoskins, Philadelphia, first Monday of September,1904.
Jacob Helmer, Scranton, first Monday of September, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the State Board of Undertakers, for the term of three years, to compute from the dates set opposite their names, respectively:

John S. Flannery, Pittsburg, October 16, 1903.
Charles F. Buchanan, Ellwood City, October 16, 1903.
J. Lewis Good, Philadelphia, October 16, 1904.

SAML. W. PENNYPACKER,

Commonwealth of Pennsylvania.
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Game Commissioners of Pennsylvania, for the term of three years, to compute from dates set opposite their names, respectively:

Charles B. Penrose, Philadelphia, November 17, 1903
Frank G. Harris, Clearfield, January 16, 1905.
James H. Worden, Harrisburg, November 17, 1904.
William Heyward Myers, Williamsport, November 17, 1904.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be members of the Board of Dental Examiners of the State of Pennsylvania, for the term of three years, to compute from the dates set opposite their names, respectively:

Hiram Depuy, Pittsburg, September 1, 1903.
H. B. McFadden, Philadelphia, September 1, 1903.
H. N. Young, Wilkes-Barre, September 1, 1904.
Howard E. Roberts, Philadelphia, September 1, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be members of the State Board to Examine Expert Accountants, for the term of two years, to compute from the dates set opposite their names, respectively:

Willis A. Boothe, Pittsburg, June 6, 1903.
Edward W. Magill, Philadelphia, January 4, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be members of the State Board to Examine Expert Accountants, for the term of three years, to compute from the dates set opposite their names, respectively:

F. A. Kimball, Pittsburg, July 14, 1903.
Lawrence E. Brown, Philadelphia, June 9, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be members of the State Free Library Commission, for the term of five years, to compute from January 4,1904:

Jos. G. Rosengarten, Philadelphia.
John Thompson, Philadelphia.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Robert S. Conklin, of Columbia, Lancaster county, to be Commissioner of Forestry for the Commonwealth of Pennsylvania, for the term of four years, to compute from June 1, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Irvin C. Williams, of Royersford, Montgomery county, to be Deputy Commissioner of Forestry for the Commonwealth of Pennsylvania, to serve until superseded, to compute from June 1, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be members of the State Forestry Reservation Commission, for the term of four years, to compute from the dates set opposite their names, respectively:

J. T. Rothrock, West Chester, June 1, 1904.
S. B. Elliott, Reynoldsville, July 2, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be trustees of the State Hospital of the Northern Anthracite Coal Region of Pennsylvania, at Scranton, to serve until lawfully determined or annulled, to compute from the dates set opposite their names, respectively:

W. G. Fulton, Scranton, October 9, 1903.
August Robinson, Scranton, January 6, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, F. T. L. Keiter, of Allentown, to be a member of the Commission to Select Site and Build a Homoeopathic State Hospital for the Insane, to serve until lawfully determined or annulled, to compute from May 21, 1903.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following

named gentlemen to be members of the Commission to Select a Site and Build a State Institution for Feeble Minded of Eastern Pennsylvania, to serve until lawfully determined or annulled, to compute from the dates set opposite their names, respectively:

Thomas G. Fitzsimmons, Wilkes-Barre, June 4, 1903.
Alexander Knight, Ambler, June 4, 1903.
James R. F. Bell, Philadelphia, August 5, 1903.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be Commissioners to Erect School House on Cornplanter Indian Lands, to serve until lawfully determined or annulled, to compute from May 25, 1903:

O. J. Gunning, Warren.
W. L. MacGowan, Warren.
Homer Ensign, Corydon.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be members of the Advisory Commission for the Preservation of the Public Records, for the term of one year, to compute from June 8, 1904:

John W. Jordan, Philadelphia.
Frank R. Diffenderffer, Lancaster.
Boyd Crumrine, Washington.
Julius F. Sachse, Philadelphia.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be Commissioners to Direct and Supervise the Preservation of the Historical Archives of the Commonwealth

of Pennsylvania, to serve until lawfully determined or annulled, to compute from July 22, 1903:

Thomas Lynch Montgomery, Green Hill.
John W. Jordan, Philadelphia.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Joseph W. Hunter, of Jenkintown, to be State Highway Commissioner, for the term of four years, to compute from June 24, 1903.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named gentlemen to be trustees of the Miners' Home of Pennsylvania, to serve until superseded, to compute from the dates set opposite their names, respectively:

Charles G. Palmer, Shenandoah, July 1, 1903.
Robert Monroe, Hazleton, July 1, 1903.
Thomas Coates, Greensburg, July 1, 1903.
W. A. Buff, Greensburg, October 29, 1903.
L. A. Watres, Scranton, February 3, 1904.

SAML. W. PENNYPACKER.

A motion was made by Mr. Fox,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations, except those to which objection is made.

Which was agreed to.

Whereupon,

A motion was made by Mr. Fox,

That the Senate do advise and consent to the nomination of James A. Richards to be Justice of the Peace in and for the township of Ligonier, county of Westmoreland, to serve until the first Monday in May, 1905, vice A. B. Myers, resigned.

Edward J. Burke, to be Alderman in and for the Eleventh ward, city of Pittston, county of Luzerne, to serve until the first Monday in May, 1905, vice Patrick H. Sheridan, deceased.

Ethan Allen Weaver, to be a member of the Advisory Commission for the Preservation of the Public Records, for the term of one year, to compute from January 14, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cummings, Danner, Dewalt, Edmiston, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tem. —47.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Fox,

That the Senate do now advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation:

Armstrong County.

James B. Kifer, Leechburg.

Berks County.

Lott W. Reiff, Oley township.

Blair County.

F. J. F. Confer, Altoona.

Charles J. McCullough, Altoona.

Clinton County.

Miss Vola M. Rathgeber, Lock Haven.

Centre County.

John L. Holmes, State College.

Cumberland County.

Jay Earl Quigley, Carlisle.

Fayette County.

Isadore Frank, Uniontown.

Lackawanna County.

Charles Balentine, Scranton.
Gabriele Pugliano, Carbondale.

Lancaster County.

J. R. Decker, Elizabethtown.

Lawrence County.

Robert L. Wallace, New Castle.

Montgomery County.

Joseph G. Trank, Jenkintown.

Philadelphia County.

Edwin M. Abbott, Philadelphia.
Joseph J. Lawless, Philadelphia.
David Rentschler, Philadelphia.
Wm. H. R. Lukens, Philadelphia.

Westmoreland County.

B. W. Caldwell, Jeannette.
Chester B. Wilson, Avonmore.

Washington County.

Miss Minnie B. Richardson, Charleroi.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cummings, Danner, Dewalt, Edmiston, Fisher, Fox, Freeland, Gerberich,

Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—47.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Fox,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Josiah W. Guy, Oakdale, January 2, 1905.
Charles F. Chubb, Pittsburg, February 27, 1905.
Frank R. Nesbit, Coraopolis, February 27, 1905.

Berks County.

George W. Wertz, Lower Heidelberg township, February 28, 1905.

Bradford County.

John A. Codding, Towanda, January 24, 1905.

Chester County.

Samuel H. Black, Downingtown, January 29, 1905.

Dauphin County.

H. H. Freeburn, Harrisburg January 22, 1905.
John T. Brady, Harrisburg, January 22, 1905.

Fayette County.

P. Bufano, Connellsville, January 24, 1905.
H. F. Detwiler, Uniontown, January 25, 1905.

Lackawanna County.

William E. Watt, Carbondale, January 22, 1905.
Frank R. Stocker, Jermyn, January 29, 1905.

Montgomery County.

John J. Corson, Norristown, February 27, 1905.

Northumberland County

Preston A. Vought, Mount Carmel, January 30, 1905.

Perry County.

Reuben H. Kell, Blain, February 27, 1905.

Philadelphia County.

B. Gordon Bromley, Philadelphia, January 21, 1905.
Saml. T. Fox, Philadelphia, January 22, 1905.
Thomas A. Fenstermaker, Philadelphia, January 21, 1905.
Herman C. Horn, Philadelphia, January 21, 1905.
William D. Nees, Philadelphia, February 4, 1905.
Robt. G. Foster, Philadelphia, February 27, 1905.

Potter County.

William G. Kline, Galeton, February 27, 1905.

Agreeably to the Executive message presented this day.
On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Edmiston, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grimm, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem—47.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Fox,

That the Senate do advise and consent to the nomination of Israel W. Durham, of Philadelphia, to be Insurance Commissioner for the Commonwealth of Pennsylvania, for the term of three years, to compute from the first Monday of May, 1903.

John C. Delaney, of Harrisburg, to be Factory Inspector for the Commonwealth of Pennsylvania, for the term of three years, to compute from January 15, 1904.

Jacob M. Besson, of Hopwood, Fayette county, to be superintendent of the Cumberland road, in Fayette and Somerset counties, for the term of two years, to compute from May 1, 1903.

William R. Tucker, of Philadelphia, to be master warden of the port of Philadelphia, for the term of three years, to compute from July 16, 1903.

J. L. Forward, of Chester, to be member of the State Quarantine Board for the port of Philadelphia, for the term of two years, to compute from July 1, 1903.

The following named gentlemen to be members of the State Board of Agriculture for the terms set opposite their names, respectively:

R. H. Thomas, Mechanicsburg, for the term of three years, to compute from the fourth Wednesday of January, 1903.

James A. Beaver, Bellefonte, for the term of three years, to compute from the fourth Wednesday of January, 1904.

The fllowing named gentlemen to be Commissioners of the State Board of Public Charities for the term of five years, to compute from the dates set opposite their names, respectively:

Francis J. Torrance, Allegheny, July 3, 1903.
J. Nicholas Mitchell, M. D., Philadelphia, July 3, 1903.
Isaac Johnson, Media, November 9, 1903.

Samuel E. Gill, of Pittsburg, to be a commissioner of the State Board of Public Charities, to serve until July 3, 1908, to compute from October 5, 1903.

The following named gentlemen to be members of the State Board of Health and Vital Statistics of the Commonwealth of Pennsylvania, for the term of six years, to compute from the dates set opposite their names, respectively:

Charles E. Harvey, M. D., Philadelphia, July 1, 1903.
M. A. Embick, Boiling Springs, July 1, 1903.

The following named gentlemen to be members of the State Pharmaceutical Examining Board, to serve for the term of five years, to compute from the dates set opposite their names, respectively:

William Lincoln Cliffe, Philadelphia, June 24, 1903.
Paul W. Houck, Shenandoah, October 2, 1904.

William E. Meehan, of Philadelphia, to be Commissioner of Fisheries for the Commonwealth of Pennsylvania, for the term of four years, to compute from June 2, 1903.

The following named gentlemen to be members of the State Fisheries Commission, for the term of two years, to compute from June 2, 1903:

Charles L. Miller, Altoona.
Andrew R. Whitaker, Phoenixville.

Th following named gentlemen to be members of the State Fisheries Commission, for the term of four years, to compute from June 2, 1903:

John Hamberger, Erie.
Henry C. Cox, Wellsboro.

The following named gentlemen to be directors of the Nautical School at Philadelphia for the term of six years, to compute from the dates set opposite their names, respectively:

Benjamin P. Obdyke, Philadelphia, May 3, 1903.
Richard B. Williams, West Philadelphia, June 11, 1903.

The following named gentlemen to be inspectors of the State Penitentiary for the Eastern District of Pennsylvania, at Philadelphia, for the term of two years, to compute from the dates set opposite their names, respectively:

Charles D. Hart, Philadelphia, June 25, 1903.
William G. Huey, Philadelphia, June 25, 1903.
Murrell Dobbins, Philadelphia, March 30, 1904.
Francis von A. Cabeen, Philadelphia, March 30, 1904.

The following named gentlemen to be inspectors of the State Penitentiary for the Western District of Pennsylvania, at Allegheny, for the term of two years, to compute from the dates set opposite their names, respectively:

David B. Oliver, Pittsburg, June 17, 1903.
William J. Diehl, Pittsburg, September 29, 1904.

The following named gentlemen to be managers of the State Industrial Reformatory, at Huntingdon, for the terms set opposite their names, respectively:

John D. Dorris, Huntingdon, until May 15, 1910, to compute from December 31, 1903.
Alexander Port, Huntingdon, for the term of ten years, to compute from May 15, 1904.

The following named gentlemen to be members of the State Free Library Commission, for the term of five years, to compute from the dates set opposite their names, respectively:

Horace Edward Hayden, Wilkes-Barre, January 9, 1905.
W. N. Frew, Pittsburg, January 3, 1905.
Henry Belin, Jr., Scranton, January 3, 1905.

The following named gentlemen to be managers of the Western Pennsylvania Hospital, at Dixmont, for the term of one year, to compute from August 17, 1904:

A. L. McKibben, New Sheffield.
Robert Pitcairn, Pittsburg.

The following named gentlemen to be trustees of the Pennsylvania State Lunatic Hospital, at Harrisburg, for the term of three years, to compute from March 19, 1903:

Samuel Small, York.
Charles H. Mullin, Mt. Holly Springs.

John Booth, of Conshohocken, to be a trustee of the State Hospital for the Insane of the Southeastern District of Pennsylvania, at Norristown, for the term of three years, to compute from June 27, 1904.

The following named gentlemen to be trustees of the State Hospital for the Insane, at Warren, for the term of three years, to compute from the dates set opposite their names, respectively:

Charles C. Shirk, Erie, June 10, 1903.
John F. Brown, Clarion, June 26, 1903.
J. Henry Beadle, Dagus Mines, August 31, 1903.
R. B. Stone, Bradford, October 1, 1904.

Luther C. Smith, of Drifton, to be a trustee of the State Hospital of the Middle Coal Field of Pennsylvania, at Hazleton, to

serve until lawfully determined or annulled, to compute from March 25, 1904.

The following named gentlemen to be trustees of the State Asylum for the Chronic Insane of Pennsylvania, at Wernersville, for the term of three years, to compute from the dates set opposite their names, respectively:

Joseph L. Lemberger, Lebanon, June 12, 1903.
Horace Brock, Lebanon, June 12, 1903.
Thomas Polk Merritt, Reading, January 6, 1904.

The following named persons to be trustees of the Home for the Training in Speech of Deaf Children before they are of school age, at Philadelphia, for the term of five years, to compute from the dates set opposite their names, respectively:

Miss Mary S. Garrett, Philadelphia, July 14, 1903.
J. B. Showalter, Chicora, July 14, 1904.

The following named gentlemen to be trustees of the State Institution for Feeble Minded of Western Pennsylvania, at Polk, for the term of three years, to compute from the dates set opposite their names, respectively:

John A. Wiley, Franklin, May 1, 1903.
George F. Davenport, Meadville, May 1, 1903.
W. J. Bleakley, Franklin, May 1, 1904.
W. H. Schwartz, Altoona, May 1, 1904.

Leonard Pearson, of Philadelphia, to be State Veterinarian of the Department of Agriculture of the Commonwealth of Pennsylvania, for the term of four years, to compute from January 2, 1904.

The following named gentlemen to be Commissioners of Valley Forge, for the term of five years, to compute from the dates set opposite their names, respectively:

John W. Woodside, Philadelphia, June 8, 1903.
A. H. Bowen, Philadelphia, June 8, 1903.
E. A. Price, Media, June 8, 1903.
W. H. Sayen, Wayne, June 8, 1903.
Samuel S. Hartranft, Norristown, April 20, 1904.
Martin G. Brumbaugh, Philadelphia, April 20, 1904.
John P. Nicholson, Philadelphia, April 20, 1904.
George H. Colket, Philadelphia, April 20, 1904.
J. P. Hale Jenkins, Norristown, April 20, 1904.
Henry A. Muhlenberg, Reading, April 20, 1904.

The following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1904:

J. Guy McCandless, Pittsburg.
Joseph E. Willetts, Pittsburg.

The following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Homoeopathic Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1904:

D. P. Maddux, Chester.
L. H. Willard, Allegheny.

The following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Eclectic Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1904:

William H. Blake, Philadelphia.
L. F. Crawford, Tyrone.

The following named gentlemen to be members of the College and University Council of the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

C. C. Harrison, LL. D., Philadelphia, October 1, 1903.
George W. Atherton, LL. D., State College, October 1, 1903.
Samuel B. McCormick, Pittsburg, January 14, 1905.
J. D. Moffat, D. D., Washington, October 1, 1903.
Harvey W. McKnight, D. D., Gettysburg, October 1, 1903.
Edward Brooks, Ph. D., Philadelphia, October 1, 1903.
J. M. Coughlin, A. M., Wilkes-Barre, October 1, 1903.
G. M. Phillips, Ph. D., West Chester, October 1, 1903.
Dr. J. H. Harris, Lewisburg, March 29, 1904.

The following named gentlemen to be members of the State Board of Veterinary Medical Examiners, for the term of three years, to compute from the dates set opposite their names, respectively:

J. C. McNeil, Pittsburg, first Monday of September, 1903.
W. H. Ridge, Trevose, first Monday of September, 1903.
W. Horace Hoskins, Philadelphia, first Monday of September, 1904.
Jacob Helmer, Scranton, first Monday of September, 1904.

The following named gentlemen to be members of the State Board of Undertakers, for the term of three years, to compute from the dates set opposite their names, respectively:

John S. Flannery, Pittsburg, October 16, 1903.
J. Lewis Good, Philadelphia, October 16, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 18, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Game Commissioners of Pennsylvania, for the term of three years, to compute from the dates set opposite their names, respectively:

Charles B. Penrose, Philadelphia, November 17, 1903.
Frank G. Harris, Clearfield, January 16, 1905.
James H. Worden, Harrisburg, November 17, 1904.
William Heyward Myers, Williamsport, November 17, 1904.

The following named gentlemen to be members of the Board of Dental Examiners of the State of Pennsylvania, for the term

of three years, to compute from the dates set opposite their names, respectively:

Hiram DePuy, Pittsburg, September 1, 1903.
H. B. McFadden, Philadelphia, September 1, 1903.
H. N. Young, Wilkes-Barre, September 1, 1904.
Howard E. Roberts, Philadelphia, September 1, 1904.

The following named gentlemen to be members of the State Board to Examine Expert Accountants, for the term of two years, to compute from the dates set opposite their names, respectively:

Willis A. Boothe, Pittsburg, June 6, 1903.
Edward W. Magill, Philadelphia, January 4, 1904.

The following named gentlemen to be members of the State Board to Examine Expert Accountants, for the term of three years, to compute from the dates set opposite their names, respectively:

F. A. Kimball, Pittsburg, July 14, 1903.
Lawrence E. Brown, Philadelphia, June 9, 1904.

The following named gentlemen to be members of the State Free Library Commission, for the term of five years, to compute from January 4, 1904:

Joseph G. Rosengarten, Philadelphia.
John Thomson, Philadelphia.

Robert S. Conklin, of Columbia, Lancaster county, to be Commissioner of Forestry for the Commonwealth of Pennsylvania, for the term of four years, to compute from June 1, 1904.

Irvin C. Williams, of Royersford, Montgomery county, to be Deputy Commissioner of Forestry for the Commonwealth of Pennsylvania, until superseded, to compute from June 1, 1904.

The following named gentlemen to be members of the State Forestry Reservation Commission, for the term of four years, to compute from the dates set opposite their names, respectively:

J. T. Rothrock, West Chester, June 1, 1904.
S. B. Elliott, Reynoldsville, July 2, 1904.

The following named gentlemen to be trustees of the State Hospital of the Northern Anthracite Coal Region of Pennsylvania, at Scranton, to serve until lawfully determined or annulled, to compute from the dates set opposite their names, respectively:

W. G. Fulton, Scranton, October 9, 1903.
August Robinson, Scranton, January 6, 1904.

F. T. L. Keiter, of Allentown, to be a member of the commission to select site and build a homoeopathic State hospital for the insane, to serve until lawfully determined or annulled, to compute from May 21, 1903.

The following named gentlemen to be members of the commission to select a site and build a State institution for feeble minded, of Eastern Pennsylvania, to serve until lawfully determined or annulled, to compute from the dates set opposite their names, respectively:

Thomas C. Fitzsimmons, Wilkes-Barre, June 4, 1903.
Alexander Knight, Ambler, June 4, 1903.
James R. F. Bell, Philadelphia, August 5, 1903.

The following named gentlemen to be Commissioners to erect a schoolhouse on Cornplanter Indian lands, to serve until lawfully determined or annulled, to compute from May 25, 1903:
O. J. Gunning, Warren.
W. L. Magowan, Warren.
Homer Ensign, Corydon.

The following named gentlemen to be members of the Advisory Commission for the Preservation of the Public Records, for the term of one year, to compute from June 8, 1904:
John W. Jordan, Philadelphia.
Frank R. Diffenderfer, Lancaster.
Boyd Crumrine, Washington.
Julius F. Sachse, Philadelphia.

The following named gentlemen to be commissioners to direct and supervise the preservation of the historical archives of the Commonwealth of Pennsylvania, to serve until lawfully determined or annulled, to compute from July 22, 1903:
Thomas Lynch Montgomery, Green Hill.
John W. Jordan, Philadelphia.

Joseph W. Hunter, of Jenkintown, to be State Highway Commissioner, for the term of four years, to compute from June 24, 1903.

The following named gentlemen to be trustees of the Miners' Home of Pennsylvania, to serve until superseded, to compute from the dates set opposite their names, respectively:
Charles G. Palmer, Shenandoah, July 1, 1903.
Robert Monroe, Hazleton, July 1, 1903.
Thomas Coates, Greensburg, July 1, 1903.
W. A. Huff, Greensburg, October 29, 1903.
L. A. Watres, Scranton, February 3, 1904.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Boland, Brown, Calpin, Catlin, Cochran, Crawford, Cummings, Danner, Dewalt, Edmiston, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidlebaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Quail, Roberts, Scott, Shepard, Sisson, Stewart, Stineman Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—47.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz.:

In the Senate,
January 18, 1905.

Resolved (if the House of Representatives concur), that when the Senate adjourns to-day it be to meet on Monday evening next, at nine o'clock P. M.

The hour of twelve o'clock having arrived,

Messrs. Houck, Hunter and Mintzer, a committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was now ready for the President and members of the Senate, for the purpose of proceding to the election of a Senator to represent this State in the Senate of the United States for the remainder of the constitutional term ending on the fourth of March next, to fill the vacancy arising in that body by the expiration of the appointment of Philander C. Knox, and also for the purpose of proceeding to the election of a Senator to represent this State in the Senate of the United States for the term of six years, beginning on the fourth day of March next.

Whereupon,

The President and members of the Senate and Speaker and members of the House of Representatives convened in joint assembly; in the hall of the House of Representatives, agreeably to the provisions of an act of the General Assembly of this Commonwealth, regulating the time and manner of holding elections for Senator in Congress.

After some time, the President and members of the Senate having returned to their chamber, Mr. Stober, teller on the part of the Senate, made a report, which was read, as follows, viz.:

That, agreeably to the provisions of the act of Congress of the United States, entitled "An act to regulate the times and manner of holding elections for Senator in Congress," approved the 25th day of July, A. D. 1866, and of an act of General Assembly of the Commonwealth, entitled "An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved the eleventh day of January, A. D. 1867, the members of the Senate and House of Representatives of the Commonwealth of Pennsylvania, convened in the hall of the House of Representatives, on Wednesday, the 18th day of January, A. D. 1905, at twelve o'clock M., the President of the Senate officiating as President thereof.

Whereupon,

The Journals of both Houses of the preceding day were read by the Clerks thereof, as follows, viz:

In the Senate,
Tuesday Afternoon, January 17, 1905.

The hour of three o'clock having arrived,

The Senate re-assembled agreeably to the provisions of an act of the Congress of the United States, entitled "An act to regulate the time and manner of holding elections for Senators in Congress," approved the 25th day of July, A. D. 1866, and of an act of the General Assembly of this Commonwealth, entitled "An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved the 11th day of January, A. D. 1867, and the Senate proceeded by a viva voce vote of each Senator present to name one person for Senator in Congress from the State of Pennsylvania for the remainder of the constitutional term ending on the fourth day of March next, to fill the vacancy arising in that body by the expiration of the appointment of Philander C. Knox.

Whereupon,

Jacob Bolard named Philander C. Knox.
Charles L. Brown named Philander C. Knox.
Patrick F. Calpin named James K. P. Hall.
Sterling R. Catlin named Philander C. Knox.
J. Henry Cochran named James K. P. Hall.
John W. Crawford named Philander C. Knox.
Henry H. Cumings named Philander C. Knox.
Thomas D. Danner named James K. P. Hall.
Arthur G. Dewalt named James K. P. Hall.
Robert S. Edmiston named Philander C. Knox.
John S. Fisher named Philander C. Knox.
John E. Fox named Philander C. Knox.
Benjamin N. Freeland named James K. P. Hall.
Daniel P. Gerberich named Philander C. Knox.
Frederick A. Godcharles named Philander C. Knox.
Henry Gransback named Philander C. Knox.
Webster Grim named James K. P. Hall.
Horatio B. Hackett named Philander C. Knox.
Milton Heidelbaugh named Philander C. Knox.
Edwin M. Herbst named James K. P. Hall.
Joel J. Hill named James K. P. Hall.
Edward A. Irvin named Philander C. Knox.
William H. Keyser named Philander C. Knox.
William H. Manbeck named Philander C. Knox.
Myron Matson named Philander C. Knox.
George W. McNees named Philander C. Knox.
James P. McNichol named Philander C. Knox.
Donald P. McPherson named Philader C. Knox.
William C. Miller named Philander C. Knox.
Elmer I. Phillips named Philander C. Knox.
Charles E. Quail named Philander C. Knox.
Algernon B. Roberts named Philander C. Knox.

John M. Scott named Philander C. Knox.
Jesse S. Shepard named Philander C. Knox.
A. E. Sisson named Philander C. Knox.
William C. Sproul named Philander C. Knox.
Alexander Stewart named Philander C. Knox.
Jacob C. Stineman named Philander C. Knox.
J. A. Stober named Philander C. Knox.
Daniel J. Thomas named Philander C. Knox.
Oscar E. Thomson named Philander C. Knox.
George A. Vare named Philander C. Knox.
Samuel P. White named Philander C. Knox.
David A. Wilbert named Philander C. Knox.
Cyrus E. Woods named Philander C. Knox.
William S. Woods named Philander C. Knox.
Jacob G. Zern named James K. P. Hall.

Absent—Messrs. John M. Goehring and Edwin K. McConkey.

Present but not voting—James K. P. Hall.

Thus the votes were:

For Philander C. Knox, 38.
For James K. P. Hall, 9.

So it appeared that Philander C. Knox was duly named by the Senate of Pennsylvania for Senator in Congress from the State of Pennsylvania for the remainder of the constitutional term ending on the fourth day of March next, to fill the vacancy arising in that body by the expiration of the appointment of Philander C. Knox.

In the House of Representatives,
Tuesday Afternoon, January 17, 1905.

The hour of three o'clock having arrived,

The House, agreeably to the provisions of an act of the Congress of the United States, entitled "An act to regulate the times and manner of holding elections for Senators in Congress," approved the 25th day of July, A. D. 1866, and of an act of the General Assembly of this Commonwealth, entitled "An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved the 11th day of January, A. D. 1867, and the House of Representatives proceeded by a viva voce vote of each member present to name one person for Senator in Congress from the State of Pennsylvania for the remainder of the constitutional term ending on the fourth of March next, to fill the vacancy arising in that body by the expiration of the appointment of Philander C. Knox.

Whereupon,

Mr. Alsip named Philander C. Knox.
Mr. Ambler named Philander C. Knox.
Mr. Ammerman named James K. P. Hall.
Mr. Andrews named Philander C. Knox.
Mr. Arner named James K. P. Hall.

Mr. Bacon named Philander C. Knox.
Mr. Balthaser named James K. P. Hall.
Mr. Barrett named Philander C. Knox.
Mr. Beidleman named Philander C. Knox.
Mr. Berry named Philander C. Knox.
Mr. Blough named Philander C. Knox.
Mr. Borger named Philander C. Knox.
Mr. Bougher named Philander C. Knox.
Mr. Boulton named Philander C. Knox.
Mr. Bowen named Philander C. Knox.
Mr. Bowersox named Philander C. Knox.
Mr. Bramhall named Philander C. Knox.
Mr. Brann named Philander C. Knox.
Mr. Brinkerhoff named Philander C. Knox.
Mr. Brosius named Philander C. Knox.
Mr. Buckley named Philander C. Knox.
Mr. Call named Philander C. Knox.
Mr. Campbell named Philander C. Knox.
Mr. Campsey named Philander C. Knox.
Mr. Carson named Philander C. Knox.
Mr. Clarency named Philander C. Knox.
Mr. Lawrence B. Cook named Philander C. Knox.
Mr. William J. Cook named Philander C. Knox.
Mr. A. F. Cooper named Philander C. Knox.
Mr. Thomas V. Cooper named Philander C. Knox.
Mr. Cope named Philander C. Knox.
Mr. Councilman named Philander C. Knox.
Mr. Craven named Philander C. Knox.
Mr. Creasy named James K. P. Hall.
Mr. Cressman named Philander C. Knox.
Mr. Crout named Philander C. Knox.
Mr. Dehaven named Philander C. Knox.
Mr. Dunn named Philander C. Knox.
Mr. Dunsmore named Philander C. Knox.
Mr. Eaton named Philander C. Knox.
Mr. Eckels named Philander C. Knox.
Mr. Edlis named Philander C. Knox.
Mr. Ehrhardt named Philander C. Knox.
Mr. Endsley named Philander C. Knox.
Mr. Esler named Philander C. Knox.
Mr. Evans named Philander C. Knox.
Mr. Fahey, absent.
Mr. Farley named Philander C. Knox.
Mr. Fertig named Philander C. Knox.
Mr. Field named Philander C. Knox.
Mr. Flack named Philander C. Knox.
Mr. Fliehr named Philander C. Knox.
Mr. Flynn named James K. P. Hall.
Mr. Flyte named Philander C. Knox.
Mr. Francies named Philander C. Knox.
Mr. Funston named Philander C. Knox.
Mr. Gabriel named Philander C. Knox.
Mr. Garner named Philander C. Knox.

Mr. Godfrey named Philander C. Knox.
Mr. Graybill named Philander C. Knox.
Mr. Hagerty named Philander C. Knox.
Mr. Haines named Philander C. Knox.
Mr. Hamilton named Philander C. Knox.
Mr. Harman named James K. P. Hall.
Mr. Hays named Philander C. Knox.
Mr. Heinster named Philander C. Knox.
Mr. Henderson named Philander C. Knox.
Mr. Herrmann named Philander C. Knox.
Mr. Heselbarth named Philander C. Knox.
Mr. Hitchcock named Philander C. Knox.
Mr. Hockenberry named Philander C. Knox.
Mr. Hohmann named Philander C. Knox.
Mr. Hoke named Philander C. Knox.
Mr. Holcomb named Philander C. Knox.
Mr. Homsher named Philander C. Knox.
Mr. Hood named named Philander C. Knox.
Mr. Hostetter named Philander C. Knox.
Mr. J. D. Houck named James K. P. Hall.
Mr. T. R. Houck named James K. P. Hall.
Mr. Howard named Philander C. Knox.
Mr. Hoyt named Philander C. Knox.
Mr. Huhn named Philander C. Knox.
Mr. Hunter named Philander C. Knox.
Mr. Hutt named Philander C. Knox.
Mr. Irwin named Philander C. Knox.
Mr. Jackson named Philander C. Knox.
Mr. James named Philander C. Knox.
Mr. Jones named Philander C. Knox.
Mr. Charles J. Johnson named Philander C. Knox.
Mr. William W. Johnson named Philander C. Knox.
Mr. Kayser named Philander C. Knox.
Mr. Kelsey named Philander C. Knox.
Mr. James A. Kennedy named Philander C. Knox.
Mr. Thomas L. Kennedy named Philander C. Knox.
Mr. Kiess named Philander C. Knox.
Mr. King named Philander C. Knox.
Mr. Kline named Philaander C. Knox.
Mr. Lambert named Philander C. Knox.
Mr. Landis named Philander C. Knox.
Mr. Laughlin named Philander C. Knox.
Mr. Lesher named James K. P. Hall.
Mr. Little named Philander C. Knox.
Mr. Longsdorf named Philander C. Knox.
Mr. Lukens named Philander C. Knox.
Mr. MacArec named Philander C. Knox.
Mr. Magee named Philander C. Knox.
Mr. March named Philander C. Knox.
Mr. Marsteller named Philander C. Knox.
Mr. Matson named Philander C. Knox.
Mr. Maust named Philander C. Knox.
Mr. McClain named Philander C. Knox.
Mr. McElroy named Philander C. Knox.
Mr. McLane named Philander C. Knox.

Mr. McNeely named James K. P. Hall.
Mr. McWhinney named Philander C. Knox.
Mr. Mintzer named Philander C. Knox.
Mr. Mohn named Philander C. Knox.
Mr. W. Frank Mohr named Philander C. Knox.
Mr. John P. Moore named Philander C. Knox.
Mr. Morris named Philander C. Knox.
Mr. Morrison named Philander C. Knox.
Mr. Morse named Philander C. Knox.
Mr. Moyer named Philander C. Knox.
Mr. Mumma named Philander C. Knox.
Mr. Murphy named Philander C. Knox.
Mr. Noll named James K. P. Hall.
Mr. North named Philander C. Knox.
Mr. Ober named Philander C. Knox.
Mr. O'Brien, absent.
Mr. Osborne named Philander C. Knox.
Mr. Ouram named Philander C. Knox.
Mr. Charles G. Palmer named Philander C. Knox.
Mr. Water S. Palmer named Philander C. Knox.
Mr. Pendleton named Philander C. Knox.
Mr. Philbin named Philander C. Knox.
Mr. Phillips named Philander C. Knox.
Mr. Place named James K. P. Hall.
Mr. Plummer named Philander C. Knox.
Mr. Pomeroy named Philander C. Knox.
Mr. Puhl named Philander C. Knox.
Mr. Pusey named Philander C. Knox.
Mr. Ray named Philander C. Knox.
Mr. Reese named Philander C. Knox.
Mr. Reitmeyer named Philander C. Knox.
Mr. Rex named Philander C. Knox.
Mr. Reynolds named Philander C. Knox.
Mr. Richards named Philander C. Knox.
Mr. Riebel named Philander C. Knox.
Mr. Riley named Philander C. Knox.
Mr. Ripp named Philander C. Knox.
Mr. Robertson named Philander C. Knox.
Mr. Rose named Philander C. Knox.
Mr. Ross named Philander C. Knox.
Mr. Santee named Philander C. Knox.
Mr. Schad named Philander C. Knox.
Mr. Schock named Philander C. Knox.
Mr. Scofield named Philander C. Knox.
Mr. Scott named Philander C. Knox.
Mr. Sedwick named Philander C. Knox.
Mr. Sheatz named Philander C. Knox.
Mr. Sheller named Philander C. Knox.
Mr. Shenkel named Philander C. Knox.
Mr. Shern named Philander C. Knox.
Mr. Shields named Philander C. Knox.
Mr. Sipes named James K. P. Hall.
Mr. Sitler named Philander C. Knox.
Mr. E. B. Smith named Philander C. Knox.

Mr. Robert H. Smith named Philander C. Knox.
Mr. S. J. Smith named Philander C. Knox.
Mr. Thomas B. Smith named Philander C. Knox.
Mr. Snader named Philander C. Knox.
Mr. Charles A. Snyder named Philander C. Knox.
Mr. Charles R. Snyder named Philander C. Knox.
Mr. Stevens named Philander C. Knox.
Mr. Stradling named Philander C. Knox.
Mr. Stroup named Philander C. Knox.
Mr. Joseph S. Thomas named Philander C. Knox.
Mr. William J. Thomas named Philander C. Knox.
Mr. A. A. Thompson named Philander C. Knox.
Mr. W. A. Thompson, absent.
Mr. Troxell named James K. P. Hall.
Mr. Walker named Philander C. Knox.
Mr. Ware named Philander C. Knox.
Mr. Watkins, absent.
Mr. Wayne named Philander C. Knox.
Mr. Webb named Philander C. Knox.
Mr. Weida named Philander C. Knox.
Mr. Weingartner named Philander C. Knox.
Mr. Whitten named Philander C. Knox.
Mr. Wickersham named Philander C. Knox.
Mr. Williams named Philander C. Knox.
Mr. Wilson named Philander C. Knox.
Mr. Witherspoon named Philander C. Knox.
Mr. Wittig named Philander C. Knox.
Mr. Womelsdorff named Philander C. Knox.
Mr. C. M. Wood named Philander C. Knox.
Mr. W. L. Wood named Philander C. Knox.
Mr. J. F. Woodward named Philander C. Knox.
Mr. J. W. Woodward named Philander C. Knox.
Mr. Wrigley named Philander C. Knox.
Mr. Zietz named Philander C. Knox.
Mr. Zortman named Philander C. Knox.
Mr. Walton, Speaker, named Philander C. Knox.

The whole number of votes was one hundred and ninety-nine (199), of which

Philander C. Knox received one hundred and eighty-five (185) votes; James K. P. Hall received fourteen (14) votes; absent, 4.

So it appeared that Philander C. Knox was duly named by the House of Representatives of Pennsylvania for Senator in Congress from the State of Pennsylvania for the remainder of the constitutional term ending on the fourth day of March next, to fill the vacancy arising in that body by the expiration of the appointment of Philander C. Knox.

Whereupon,

The President of the Joint Assembly declared Philander C. Knox to be duly elected a Senator to represent the Commonwealth of Pennsylvania in the Senate of the United States, from the eighteenth day of January, 1905, until the fourth day of March next.

The President of the Joint Assembly did then, in the presence of the members of both Houses, sign four several certificates of the election, attested by the tellers of the respective Houses, one of which certificates was directed to be transmitted to the Governor of the Commonwealth, one to the Senator-elect, and the remaining two to be preserved among the records and entered at length upon the Journals of each House.

The following is a copy of said certificate:

Certificate of the Election of United States Senator.

I do certify, That the members of the Senate and the members of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, having assembled in Joint Assembly, in the chamber of the House of Representatives, on the eighteenth day of January, A. D. 1905, in conformity with the act of Congress of the United States, entitled "An act to regulate the times and manner of holding elections for Senators in Congress," approved July 25th, A. D. 1866, and the "act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved January 11th, A. D. 1867, to supply the vacancy in the Senate of the United States occasioned by the expiration of the appointment of Honorable Philander C. Knox, the Journals of the Senate and House of Representatives having been severally read, showing the names of the persons to be voted for, and the number of votes received in each House by each person, it appeared that Philander C. Knox received a majority of all votes cast in each House, and the said Philander C. Knox is declared duly elected Senator to represent this State in the Senate of the United States from the eighteenth day of January, 1905, until the fourth day of March next.

WM. M. BROWN,
President of Senate and President of Joint Assembly.

J. A. STOBER,
Teller on part of the Senate.

FRED. TAYLOR PUSEY,
Teller on part of the House of Representatives.

Mr. Roberts, teller on the part of the Senate, also made a report, which was read as follows, viz:

That agreeably to the provisions of the act of Congress of the United States, entitled "An act to regulate the times and manner of holding elections for Senator in Congress, approved the 25th day of July, A. D. 1866, and of an act of the General Assembly of the Commonwealth, entitled "An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved the 11th day of January, A. D. 1867, the members of the Senate and House of Representatives of the Commonwealth of Pennsylvania, already convened in the Hall of the House of Representatives on Wednesday, the 18th day of January, A. D. 1905, then proceeded to the election of a Senator in Congress from the State of Pennsylvania to fill the

vacancy which will occur in that body by the expiration of the term of Philander C. Knox on the fourth day of March next.

Whereupon,

The Journals of both Houses of the preceding day were read by the Clerks thereof, as follows, viz:

In the Senate,
Tuesday Afternoon, January 17, 1905.

Agreeably to the provisions of an act of the Congress of the United States, entitled "An act to regulate the times and manner of holding elections for Senators in Congress," approved the 25th day of July, A. D. 1866, and of an act of the General Assembly of this Commonwealth, entitled "An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved the 11th day of January, A. D. 1867, the Senate also proceeded by a viva voce vote of each Senator present to name one person for Senator in Congress from the State of Pennsylvania to fill the vacancy which will occur in that body by the expiration of the term of Philander C. Knox on the fourth day of March next.

Whereupon,

Jacob Bolard named Philander C. Knox.
Charles L. Brown named Philander C. Knox.
Patrick F. Calpin named James K. P. Hall.
Sterling R. Catlin named Philander C. Knox.
J. Henry Cochran named James K. P. Hall.
John W. Crawford named Philander C. Knox.
Henry H. Cumings named Philander C. Knox.
Thomas D. Danner named James K. P. Hall.
Arthur G. Dewalt named James K. P. Hall.
Robert S. Edmiston named Philander C. Knox.
John S. Fisher named Philander C. Knox.
John E. Fox named Philander C. Knox.
Benjamin N. Freeland named James K. P. Hall.
Daniel P. Gerberich named Philander C. Knox.
Frederick A. Godcharles named Philander C. Knox.
Henry Gransback named Philander C. Knox.
Webster Grim named James K. P. Hall.
Horatio B. Hackett named Philander C. Knox.
Milton Heidelbaugh named Philander C. Knox.
Edwin M. Herbst named James K. P. Hall.
Joel J. Hill named James K. P. Hall.
Edward A. Irvin named Philander C. Knox.
William H. Keyser named Philander C. Knox.
William H. Manbeck named Philander C. Knox.
Myron Matson named Philander C. Knox.
George W. McNees named Philander C. Knox.
James P. McNichol named Philander C. Knox.
Donald P. McPherson named Philander C. Knox.
William C. Miller named Philander C. Knox.
Elmer I. Phillips named Philander C. Knox.

Charles E. Quail named Philander C. Knox.
Algernon B. Roberts named Philander C. Knox.
John M. Scott named Philander C. Knox.
Jesse S. Shepard named Philander C. Knox.
A. E. Sisson named Philander C. Knox.
William C. Sproul named Philander C. Knox.
Alexander Stewart named Philander C. Knox.
Jacob C. Stineman named Philander C. Knox.
J. A. Stober named Philander C. Knox.
Daniel J. Thomas named Philander C. Knox.
Oscar E. Thomson named Philander C. Knox.
George A. Vare named Philander C. Knox.
Samuel P. White named Philander C. Knox.
David A. Wilbert named Philander C. Knox.
Cyrus E. Woods named Philander C. Knox.
William S. Woods named Philander C. Knox.
Jacob G. Zern named James K. P. Hall.

Absent—Messrs. John M. Goehring and Edwin K. McConkey.
Present but not voting—James K. P. Hall.

Thus the votes were:

For Philander C. Knox, 38.
For James K. P. Hall, 9.

So it appeared that Philander C. Knox was duly named by the Senate of Pennsylvania for Senator in Congress from the State of Pennsylvania for six years from the fourth day of March, A. D. 1905.

In the House of Representatives,
Tuesday Afternoon, January 17, 1905.

Whereupon,

Agreeably to the provisions of an act of the Congress of the United States, entitled "An act to regulate the times and manner of holding elections for Senators in Congress," approved the 25th day of July, A. D. 1866, and of an act of the General Assembly of this Commonwealth, entitled "An act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved the 11th day of January, A. D. 1867, the House of Representatives also proceeded by a viva voce vote of each member present to name one person for Snator in Congress from the State of Pennsylvania to fill the vacancy which will occur in that body by the expiration of the term of Philander C. Knox on the fourth of March next.

Whereupon,

Mr. Alsip named Philander C. Knox.
Mr. Ambler named Philander C. Knox.
Mr. Ammerman named James K. P. Hall.
Mr. Andrews named Philander C. Knox.
Mr. Arner named James K. P. Hall.
Mr. Bacon named Philander C. Knox.
Mr. Balthaser named James K. P. Hall.

Mr. Barrett named Philander C. Knox.
Mr. Beidleman named Philander C. Knox.
Mr. Berry named Philander C. Knox.
Mr. Blough named Philander C. Knox.
Mr. Borger named Philander C. Knox.
Mr. Bougher named Philander C. Knox.
Mr. Boulton named Philander C. Knox.
Mr. Bowen named Philander C. Knox.
Mr. Bowersox named Philander C. Knox.
Mr. Bramhall named Philander C. Knox.
Mr. Brann named Philander C. Knox.
Mr. Brinkerhoff named Philander C. Knox.
Mr. Brosius named Philander C. Knox.
Mr. Buckley named Philander C. Knox.
Mr. Call named Philander C. Knox.
Mr. Campbell named Philander C. Knox.
Mr. Campsey named Philander C. Knox.
Mr. Carson named Philander C. Knox.
Mr. Clarency named Philander C. Knox.
Mr. Lawrence B. Cook named Philander C. Knox.
Mr. William J. Cook named Philander C. Knox.
Mr. A. F. Cooper named Philander C. Knox.
Mr. Thomas V. Cooper named Philander C. Knox.
Mr. Cope named Philander C. Knox.
Mr. Councilman named Philander C. Knox.
Mr. Craven named Philander C. Knox.
Mr. Creasy named James K. P. Hall.
Mr. Cressman named Philander C. Knox.
Mr. Crout named Philander C. Knox.
Mr. Dehaven named Philander C. Knox.
Mr. Dunn named Philander C. Knox.
Mr. Dunsmore named Philander C. Knox.
Mr. Eaton named Philander C. Knox.
Mr. Eckels named Philander C. Knox.
Mr. Edlis named Philander C. Knox.
Mr. Ehrhardt named Philander C. Knox.
Mr. Endsley named Philander C. Knox.
Mr. Esler named Philander C. Knox.
Mr. Evans named Philander C. Knox.
Mr. Fahey, absent.
Mr. Farley named Philander C. Knox.
Mr. Fertig named Philander C. Knox.
Mr. Field named Philander C. Knox.
Mr. Flack named Philander C. Knox.
Mr. Fliehr named Philander C. Knox.
Mr. Flynn named James K. P. Hall.
Mr. Flyte named Philander C. Knox.
Mr. Francies named Philander C. Knox.
Mr. Funston named Philander C. Knox.
Mr. Gabriel named Philander C. Knox.
Mr. Garner named Philander C. Knox.
Mr. Godfrey named Philander C. Knox.
Mr. Graybill named Philander C. Knox.

Mr. Hagerty named Philander C. Knox.
Mr. Haines named Philander C. Knox.
Mr. Hamilton named Philander C. Knox.
Mr. Harman named James K. P. Hall.
Mr. Hays named Philander C. Knox.
Mr. Heinster named Philander C. Knox.
Mr. Henderson named Philander C. Knox.
Mr. Herrmann named Philander C. Knox.
Mr. Heselbarth named Philander C. Knox.
Mr. Hitchcock named Philander C. Knox.
Mr. Hockenberry named Philander C. Knox.
Mr. Hohmann named Philander C. Knox.
Mr. Hoke named Philander C. Knox.
Mr. Holcomb named Philander C. Knox.
Mr. Homsher named Philander C. Knox.
Mr. Hood named named Philander C. Knox.
Mr. Hostetter named Philander C. Knox.
Mr. J. D. Houck named James K. P. Hall.
Mr. T. R. Houck named James K. P. Hall.
Mr. Howard named Philander C. Knox.
Mr. Hoyt named Philander C. Knox.
Mr. Huhn named Philander C. Knox.
Mr. Hunter named Philander C. Knox.
Mr. Hutt named Philander C. Knox.
Mr. Irwin named Philander C. Knox.
Mr. Jackson named Philander C. Knox.
Mr. James named Philander C. Knox.
Mr. Jones named Philander C. Knox.
Mr. Charles J. Johnson named Philander C. Knox.
Mr. William W. Johnson named Philander C. Knox.
Mr. Kayser named Philander C. Knox.
Mr. Kelsey named Philander C. Knox.
Mr. James A. Kennedy named Philander C. Knox.
Mr. Thomas L. Kennedy named Philander C. Knox.
Mr. Kiess named Philander C. Knox.
Mr. King named Philander C. Knox.
Mr. Kline named Philaander C. Knox.
Mr. Lambert named Philander C. Knox.
Mr. Landis named Philander C. Knox.
Mr. Laughlin named Philander C. Knox.
Mr. Lesher named James K. P. Hall.
Mr. Little named Philander C. Knox.
Mr. Longsdorf named Philander C. Knox.
Mr. Lukens named Philander C. Knox.
Mr. MacAree named Philander C. Knox.
Mr. Magee named Philander C. Knox.
Mr. March named Philander C. Knox.
Mr. Marsteller named Philander C. Knox.
Mr. Matson named Philander C. Knox.
Mr. Maust named Philander C. Knox.
Mr. McClain named Philander C. Knox.
Mr. McElroy named Philander C. Knox.
Mr. McLane named Philander C. Knox.
Mr. McNeely named James K. P. Hall.

Mr. McWhinney named Philander C. Knox.
Mr. Mintzer named Philander C. Knox.
Mr. Mohn named Philander C. Knox.
Mr. W. Frank Mohr named Philander C. Knox.
Mr. John P. Moore named Philander C. Knox.
Mr. Morris named Philander C. Knox.
Mr. Morrison named Philander C. Knox.
Mr. Morse named Philander C. Knox.
Mr. Moyer named Philander C. Knox.
Mr. Mumma named Philander C. Knox.
Mr. Murphy named Philander C. Knox.
Mr. Noll named James K. P. Hall.
Mr. North named Philander C. Knox.
Mr. Ober named Philander C. Knox.
Mr. O'Brien, absent.
Mr. Osborne named Philander C. Knox.
Mr. Ouram named Philander C. Knox.
Mr. Charles G. Palmer named Philander C. Knox.
Mr. Water S. Palmer named Philander C. Knox.
Mr. Pendleton named Philander C. Knox.
Mr. Philbin named Philander C. Knox.
Mr. Phillips named Philander C. Knox.
Mr. Place named James K. P. Hall.
Mr. Plummer named Philander C. Knox.
Mr. Pomeroy named Philander C. Knox.
Mr. Puhl named Philander C. Knox.
Mr. Pusey named Philander C. Knox.
Mr. Ray named Philander C. Knox.
Mr. Reese named Philander C. Knox.
Mr. Reitmeyer named Philander C. Knox.
Mr. Rex named Philander C. Knox.
Mr. Reynolds named Philander C. Knox.
Mr. Richards named Philander C. Knox.
Mr. Riebel named Philander C. Knox.
Mr. Riley named Philander C. Knox.
Mr. Ripp named Philander C. Knox.
Mr. Robertson named Philander C. Knox.
Mr. Rose named Philander C. Knox.
Mr. Ross named Philander C. Knox.
Mr. Santee named Philander C. Knox.
Mr. Schad named Philander C. Knox.
Mr. Schock named Philander C. Knox.
Mr. Scofield named Philander C. Knox.
Mr. Scott named Philander C. Knox.
Mr. Sedwick named Philander C. Knox.
Mr. Sheatz named Philander C. Knox.
Mr. Sheller named Philander C. Knox.
Mr. Shenkel named Philander C. Knox.
Mr. Shern named Philander C. Knox.
Mr. Shields named Philander C. Knox.
Mr. Sipes named James K. P. Hall.
Mr. Sitler named Philander C. Knox.
Mr. E. B. Smith named Philander C. Knox.
Mr. Robert H. Smith named Philander C. Knox.

Mr. S. J. Smith named Philander C. Knox.
Mr. Thomas B. Smith named Philander C. Knox.
Mr. Snader named Philander C. Knox.
Mr. Charles A. Snyder named Philander C. Knox.
Mr. Charles R. Snyder named Philander C. Knox.
Mr. Stevens named Philander C. Knox.
Mr. Stradling named Philander C. Knox.
Mr. Stroup named Philander C. Knox.
Mr. Joseph S. Thomas named Philander C. Knox.
Mr. William J. Thomas named Philander C. Knox.
Mr. A. A. Thompson named Philander C. Knox.
Mr. W. A. Thompson, absent.
Mr. Troxell named James K. P. Hall.
Mr. Walker named Philander C. Knox.
Mr. Ware named Philander C. Knox.
Mr. Watkins, absent.
Mr. Wayne named Philander C. Knox.
Mr. Webb named Philander C. Knox.
Mr. Weida named Philander C. Knox.
Mr. Weingartner named Philander C. Knox.
Mr. Whitten named Philander C. Knox.
Mr. Wickersham named Philander C. Knox.
Mr. Williams named Philander C. Knox.
Mr. Wilson named Philander C. Knox.
Mr. Witherspoon named Philander C. Knox.
Mr. Wittig named Philander C. Knox.
Mr. Womelsdorff named Philander C. Knox.
Mr. C. M. Wood named Philander C. Knox.
Mr. W. L. Wood named Philander C. Knox.
Mr. J. F. Woodward named Philander C. Knox.
Mr. J. W. Woodward named Philander C. Knox.
Mr. Wrigley named Philander C. Knox.
Mr. Zietz named Philander C. Knox.
Mr. Zortman named Philander C. Knox.
Mr. Walton, Speaker, named Philander C. Knox.

The whole number of votes was one hundred and ninety-nine (199), of which

Philander C. Knox received one hundred and eighty-five (185) votes; James K. P. Hall received fourteen (14) votes; absent, 4.

So it appeared that Philander C. Knox was duly named by the House of Representatives of Pennsylvania for Senator in Congress from the State of Pennsylvania for six years from the fourth of March, A. D. 1905.

Whereupon,

The President of the Joint Assembly declared Philander C. Knox to be duly elected a Senator to represent the Commonwealth of Pennsylvania in the Senate of the United States, for the term of six years beginning on the fourth day of March, 1905.

The President of the Joint Assembly did then, in the presence of the members of both Houses, sign four several certificates of

the election, attested by the tellers of the respective Houses, one of which certificates was directed to be transmitted to the Governor of the Commonwealth, one to the Senator-elect, and the remaining two to be preserved among the records and entered at length upon the Journals of each House.

The following is a copy of said certificate:

Certificate of the Election of United States Senator.

I do certify, That the members of the Senate and the members of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, having met in Joint Assembly, in the chamber of the House of Representatives, on the eighteenth day of January, A. D. 1905, in conformity with the act of Congress of the United States, entitled "An act to regulate the times and manner of holding elections for Senators in Congress," approved July 25th, A. D. 1866, and the "act to define the time and regulate the manner of electing Senators to represent this State in the Senate of the United States," approved January 11th, A. D. 1867, to supply the vacancy in the Senate of the United States occasioned by the expiration of the term of Hon. Philander C. Knox, which wil loccur on the fourth day of March next, the Journals of the Senate and House of Representatives having been severally read, showing the names of the persons voted for, and the number of votes received in each House by each person, it appeared that Hon. Philander C. Knox received a majority of all votes cast in each House, and the said Hon. Philander C. Knox is declared duly elected Senator to represent this State in the Senate of the United States for the constitutional term commencing on the fourth day of March, A. D. 1905.

WM. M. BROWN,
President of Senate and President of Joint Assembly.

ALGERNON B. ROBERTS,
Teller on part of the Senate.

FRED. TAYLOR PUSEY,
Teller on part of the House of Representatives.

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until Monday next at nine o'clock P. M.

MONDAY, JANUARY 23, 1905.

The President in the Chair.

Mr. Herbst asked and obtained leave of absence for Mr. Zern for to-day.

Mr. Keyser asked and obtained leave of absence for Mr. Miller on account of sickness.

Mr. Sproul asked and obtained an indefinite leave of absence for Mr. Irvin on account of sickness.

Mr. Cumings presented a petition from the inhabitants of Cherry Tree, Plum and Oil Creek townships, in Venango county, Pennsylvania, praying that the present status of Chase School District be not disturbed.

Which was referred to the Committee on Education.

The Clerk of the House, being introduced, presented the following extract from the Journal of the House, which was read, as follows, viz.:

In the House of Representatives,
January 18, 1905.

Resolved (if the Senate concur), That the Secretary of Internal Affairs be, and he is hereby, authorized to have published through the State Printer an additional edition of railway maps of Pennsylvania for 1904, of 17,000—5,000 for the use of the Senate and 12,000 for the use of the House of Representatives. Said maps to be printed on the order of the Secretary of Internal Affairs, and to be delivered by the State Printer to the clerks of the two houses, who are hereby authorized and directed to forward them for distribution to the present Senators and Members.

The foregoing resolution having been read, considered and agreed to,

Ordered, That the Clerk inform the House of Representatives accordingly.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from the Governor, which were read, as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
January 17, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Concurrent Resolution from the Sen-

ate and House of Representatives, instructing the Chief Clerks of the Senate and House of Representatives to have printed for the use of the Senate and House of Representatives additional copies of bills reported and additional copies of the calendar.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
January 23, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William R. Wooters, of Philadelphia, to be a notary public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the twenty-ninth day of January, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
January 23, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Ernest W. Beach, Pittsburg, January 29, 1905.
Miss Lida A. Bailey, Pittsburg, February 26, 1905.
George N. Monro, Jr., Pittsburg, February 27, 1905.
John F. Milliken, Pittsburg, February 27, 1905.

Berks County.

Reuben T. Landis, Heidelberg township, January 28, 1905.

Chester County.

Gibbons Gray Cornwell, West Chester, February 27, 1905.

Cumberland County.

D. T. Ramsey, Newburg, February 6, 1905.

Dauphin County.

Adam C. Long, Lykens, January 24, 1905.
George W. Kline, Millersburg, January 29, 1905.

Fayette County.

Charles O. Schroyer, Dawson, February 25, 1905.

Greene County.

W. R. Hoge, Waynesburg, January 24, 1905.

Lackawanna County.

Henry R. Hurlbutt, Scranton, February 27, 1905.

Lehigh County.

Frank Laskowski, Allentown, February 27, 1905.

Luzerne County.

Paul J. Schmidt, Wilkes-Barre, February 26, 1905.

Mifflin County.

William H. Wren, Lewistown, February 27, 1905.

Monroe County.

George Butz, Stroudsburg, February 5, 1905.

Philadelphia County.

J. Frederick Jenkinson, Philadelphia, January 29, 1905.
Morris L. Kolb, Philadelphia, February 26, 1905.
Harry S. Kaestner, Philadelphia, February 27, 1905.
William J. Cooley, Philadelphia, February 27, 1905.
William J. Jackson, Philadelphia, February 27, 1905.
John D. Ferris, Philadelphia, February 27, 1905.
Jacob W. Beby, Philadelphia, February 27, 1905.
Miss Sarah Nittenberger, Philadelphia, February 27, 1905.
William H. MacMunn, Philadelphia, February 27, 1905.

Somerset County.

Earle R. Beggs, Confluence, February 27, 1905.

Venango County.

L. L. Graham, Oil City, February 27, 1905.

Washington County.

Robert Parkins, Roscoe, February 27, 1905.

Westmoreland County.

John D. Gill, Greensburg, January 30, 1905.
Thomas Miles, Irwin, February 5, 1905.
J. D. Houston, Latrobe, February 27, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
January 23, 1905.

To the Honorable, the Senate
of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of confirmation:

Allegheny County.

William M. Cooper, Pittsburg.
J. A. Aull, Pittsburg.

Berks County.

W. D. Brumbach, Exeter township.

Blair County.

P. M. Swanger, Altoona.

Carbon County.

Elnore G. Tacy, Lower Towamensing township.

Clearfield County.

George L. Myer, Mahaffey.

Delaware County.

Perry M. Washabaugh, Chester.

Dauphin County.

Mrs. Iola E. Oyster, Harrisburg.

Erie County.

Mrs. Malia B. Smith, Corry.

Fayette County.

M. E. Griglak, New Haven.
Joseph L. Luce, Perry township.

Luzerne County.

W. H. Gillespie, Pittston.
S. Di Sandolo, Hazleton.
R. B. Espy, Wilkes-Barre.

Lycoming County.

Howard T. Janney, Williamsport.

Montgomery County.

Henry I. Fox, Norristown.

Philadelphia County.

Frederick P. Orlemann, Philadelphia.
William B. Davis, Philadelphia.
Edward S. Lower, Philadelphia.
Alfred J. Bickel, Philadelphia.
John T. Pedlow, Philadelphia.

Somerset County.

Charles H. Wolfsberger, Rockwood.

Westmoreland County.

John D. McCaleb, Mt. Pleasant.

SAML. W. PENNYPACKER.

A motion was made by Mr. Cumings,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of William R. Wooters, of Philadelphia, to be a notary public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the twenty-ninth day of January, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cum-

ings, Dewalt, Edmiston, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McPherson, Phillips, Quail, Roberts, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Woods (Allegheny), and Woods (Westmoreland) —37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of confirmation:

Allegheny County.

William M. Cooper, Pittsburg.
J. A. Aull, Pittsburg.

Berks County.

W. D. Brumbach, Exeter township.

Blair County.

P. M. Swanger, Altoona.

Carbon County.

Elnore G. Tacy, Lower Towamensing township.

Clearfield County.

George L. Myer, Mahaffey.

Delaware County.

Perry M. Washabaugh, Chester.

Dauphin County.

Mrs. Iola E. Oyster, Harrisburg.

Erie County.

Mrs. Malia B. Smith, Corry.

Fayette County.

M. E. Griglak, New Haven.
Joseph L. Luce, Perry township.

Luzerne County.

W. H. Gillespie, Pittston.
S. Di Sandolo, Hazleton.
R. B. Espy, Wilkes-Barre.

Lycoming County.

Howard T. Janney, Williamsport.

Montgomery County.

Henry I. Fox, Norristown.

Philadelphia County.

Frederick P. Orlemann, Philadelphia.
William B. Davis, Philadelphia.
Edward S. Lower, Philadelphia.
Alfred J. Bickel, Philadelphia.
John T. Pedlow, Philadelphia.

Somerset County.

Charles H. Wolfersberger, Rockwood.

Westmoreland County.

John D. McCaleb, Mt. Pleasant.

The following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, viz.:

Allegheny County.

Ernest W. Beach, Pittsburg, January 29, 1905.
Miss Lida A. Bailey, Pittsburg, February 26, 1905.
George N. Monro, Jr., Pittsburg, February 27, 1905.
John F. Milliken, Pittsburg, February 27, 1905.

Berks County.

Reuben T. Landis, Heidelberg township, January 28, 1905.

Chester County.

Gibbons Gray Cornwell, West Chester, February 27, 1905.

Cumberland County.

D. T. Ramsey, Newburg, February 6, 1905.

Dauphin County.

Adam C. Long, Lykens, January 24, 1905.
George W. Kline, Millersburg, January 29, 1905.

Fayette County.

Charles O. Schroyer, Dawson, February 25, 1905.

Greene County.

W. R. Hoge, Waynesburg, January 24, 1905.

Lackawanna County.

Henry R. Hurlbutt, Scranton, February 27, 1905.

Lehigh County.

Frank Laskowski, Allentown, February 27, 1905.

Luzerne County.

Paul J. Schmidt, Wilkes-Barre, February 26, 1905.

Mifflin County.

William H. Wren, Lewistown, February 27, 1905.

Monroe County.

George Butz, Stroudsburg, February 5, 1905.

Philadelphia County.

J. Frederick Jenkinson, Philadelphia, January 29, 1905.
Morris L. Kolb, Philadelphia, February 26, 1905.
Harry S. Kaestner, Philadelphia, February 27, 1905.
William J. Cooley, Philadelphia, February 27, 1905.
William J. Jackson, Philadelphia, February 27, 1905.
John D. Ferris, Philadelphia, February 27, 1905.
Jacob W. Beby, Philadelphia, February 27, 1905.
Miss Sarah Nittenberger, Philadelphia, February 27, 1905.
William H. MacMunn, Philadelphia, February 27, 1905.

Somerset County.

Earle R. Beggs, Confluence, February 27, 1905.

Venango County.

L. L. Graham, Oil City, February 27, 1905.

Washington County.

Robert Parkins, Roscoe, February 27, 1905.

Westmoreland County.

John D. Gill, Greensburg, January 30, 1905.
Thomas Miles, Irwin, February 5, 1905.
J. D. Houston, Latrobe, February 27, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Edmiston, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McPherson, Phillips, Quail, Roberts, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Woods (Allegheny), and Woods (Westmoreland) —37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Mr. Keyser, from the Committee on Exposition Affairs, to which was committed a bill, entitled "A joint resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centennial Exposition, to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five, in commemoration of the one hundredth anniversary of the exploration of the Oregon country by an expedition planned by President Jefferson and commanded by Captain Meriwether Lewis and William Clark, and providing for the appointment of a commission, and making an appropriation to defray the expenses of the same."

Reported bill No. 1 without amendment.

Mr. Shepard, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend "A supplement to an act, entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, one thousand eight hundred and sixty, amending the ninety-first section thereof, defining rape and carnal knowledge of female childre, and prescribing the penalty thereof," approved the nineteenth day of May, A. D. 1887."

Reported bill No. 2 without amendment.

Mr. Goehring, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefited thereby; authorizing the township commissioners to create sewer districts to apportion the cost of sewer construction among the same, and to prescribe the manner in which the charges shall be assessed on properties and municipal liens filed for the same, or to assess an annual tax for payment of such cost."

Reported bill No. 3 without amendment.

Mr. Freeland, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to provide for the retirement of Judges of Courts of Record in this Commonwealth, who have served as such Judge for twenty-five successive years, and have attained the age of seventy years, and for the payment of such retired Judges, and for the filling of vacancies caused by said retirement."

Reported bill No. 4 without amendment.

Mr. Cumings, from the Committee on Judiciary General, to which was committed a bill, entitled "An act in reference to the eligibility of road jurors and jurors of view."

Reported bill No. 5 without amendment.

Mr. Quail, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act creating a Department of Health and defining its powers and duties."

Reported bill No. 6 without amendment.

Mr. Sproul read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble Minded Children, at Elwyn, Delaware County, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Chester Hospital, at Chester."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble Minded Children, at Elwyn, Delaware County, Pennsylvania."

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Charity Hospital, of Pittsburg."

Mr. Cochran read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane, at Danville, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Williamsport Hospital."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Williamsport Training School."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Aged Colored Women's Home, at Williamsport."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Florence Crittenton Mission, of the city of Williamsport."

He also read in his place and presented to the Chair a bill,

entitled "An act making an appropriation to the Home for the Friendless of the City of Williamsport."

Which were committed to the Committee on Appropriations.

Mr. Cummings read in his place and presented to the Chair a bill, entitled "An act validating ordinances and other transactions of boroughs in the Commonwealth of Pennsylvania wherein there has occurred a misnomer, omission, informality or irregularity in the corporate name, style and title of such borough."

Which was committed to the Committee on Judiciary General.

Mr. Roberts, for Mr. McNees, read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Topographic and Geological Survey of the State, in co-operation with the United States Geological Survey."

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Children's Aid Society of Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane for the Southwestern District of Pennsylvania, located at Norristown."

Mr. Thomson read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Phoenixville Hospital, at Phoenixville, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Chester County Hospital, of West Chester, Pennsylvania."

Which were committed to the Committee on Appropriations.

Mr. Stober read in his place and presented to the Chair a bill, entitled "An act to regulate the employment in all kinds of industrial establishments of men, women and children employed at wages or salary, by regulating the age at which minors can be employed, and the mode of certifying the same; and by fixing the hours of labor for men, women and minors; to provide for the safety of all employes in all industrial establishments; and of men, women and children in school houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusement, by requiring proper fire escapes, exits and extinguishers, to provide for the health of all employes, and of men, women and children in such establishments, storehouses and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the chief Factory Inspector shall constitute the Department of Factory Inspection to enforce the same; and providing penalties for violations of the provisions hereof."

Which was committed to the Committee on Judiciary Special.

He also read in his place and presented to the Chair a bill, entitled "An act repealing an act, approved the third day of June,

Anno Domini one thousand eight hundred and ninety-five, entitled 'An act authorizing the Commonwealth of Pennsylvania to rebuild county bridges over navigable rivers and other streams which have been declared public highways by act of Assembly where such bridges have been destroyed by flood, fire or other casualty; providing for the appointment of viewers and inspectors, and the payment of the cost of rebuilding such bridges, together with an amendment thereto, approved the twenty-first day of April, Anno Domini one thousand nine hundred and three."

He also read in his place and presented to the Chair a bill, entitled "An act authorizing the several counties in the Commonwealth of Pennsylvania to rebuild county bridges over navigable rivers and other streams which have been declared public highways by act of Assembly, where such bridges have been destroyed by flood, ice, windstorms or other casualty, and providing for part of the payment of the cost of rebuilding such bridges by the Commonwealth of Pennsylvania."

Which were committed to the Committee on Judiciary General.

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Conemaugh Valley Memorial Hospital, at the city of Johnstown, Pennsylvania."

Which was committed to the Committee on Appropriations.

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "An act extending the jurisdiction of the courts of this Commonwealth, in cases of divorce."

Which was committed to the Committee on Judicary General.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act to amend section forty-four of an act, entitled 'An act relating to the commencement of actions,' approved the 13th day of June, A. D. 1836, so as to make the provisions of said act apply to all actions arising ex delicto as well as to all actions arising ex contractu.

Mr. Woods (Westmoreland) read in his place and presented to the Chair a bill, entitled "An act authorizing appeals to orphans' courts from decisions of registers of wills granting issues devisavit vel non in cases of contested wills.

Which were committed to the Committee on Judiciary General.

Mr. Dewalt read in his place and prsented to the Chair a bill, entitled "An act entitled an act making an appropriation to the Children's Home of South Bethlehem, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Allentown Hospital Association, at Allentown, Pennsylvania."

Which were committed to the Committee on Appropriations.

Mr. Heidelbaugh read in his place and presented to the Chair a bill, entitled "An act to amend an act, entitled 'An act to amend clause two of section thirty-one of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, providing for increased rates of toll upon bridges in certain cases,' approved the twenty-sixth day of May, Anno Domini one thousand eight hundred and eighty-seven, authorizing an increase of said tolls in certain other cases."

Mr. Woods (Allegheny) read in his place and presented to the Chair a bill, entitled "An act establishing, in counties containing a population of from three hundred thousand to one million, a board for the assessment and revision of taxes for State and county purposes, prescribing their powers and duties, and abolishing the office of ward, borough and township assessors, in so far as respects the assessment of State and county taxes."

He also read in his place and presented to the Chair a bill, entitled "An act authorizing the judges of the courts of common pleas, oyer and terminer and quarter sessions to determine the number of jurors to be summoned and returned to serve such courts."

He also read in his place and presented to the Chair a bill, entitled "An act amending the seventy-fourth section of an act, entitled 'An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings,' approved the 31st day of March, 1860, by repealing the proviso thereof which prohibits the imposing of sentences to expire between the 15th day of November and the 15th day of February of any year."

Which were committed to the Committee on Judiciary General.

Mr. Gerberich read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Good Samaritan Hospital, of Lebanon."

Mr. Phillips read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Western Pennsylvania Colored Industrial School."

Mr. Quail read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Pottsville Hospital."

Which were committeed to the Committee on Appropriations.

Mr. Grim read in his place and presented to the Chair a bill, entitled 'An act to amend section three of an act, entitled 'An act relating to mutual savings fund, building and loan associations, regulating the mode of charging premiums, bonus or interest in advance, of withdrawals, of repayment and collection of loans, also restricting the power to levy excessive fines, and defining the rights and liabilities of married women stockholders and prescribing the non-application to these associations of the bonus tax and registry laws for corporations,' approved April tenth, one thousand eight hundred and seventy-nine."

He also read in his place and presented to the Chair a bill, entitled "An act to amend section thirty-seven of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four."

Which were committed to the Committee on Banks and Building and Loan Associations.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act giving a remedy by bill in equity against the publishers of newspapers for publications affecting individuals, associations, firms or corporations and alleged to be false in whole or in part."

Which was committed to the Committee on Judiciary General.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the German Hospital of the city of Philadelphia."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Women's Medical College of Pennsylvania, for use in the Hospital Department."

He also read in his place and presented to the Chair a bill, entitled "An act to provide for the selection of a site and the erection of a State institution for the treatment of incipient tuberculosis, to be located within the limits of the State Forestry Reservation of Franklin county, this Commonwealth, and for the creation of a board of trustees to have charge of the same, defining their powers and duties, and making the necessary appropriation therefor."

He also read in his place and presented to the Chair a bill, entitled "An act making appropriations to the Eastern State Penitentiary."

Which were committed to the Committee on Appropriations.

On leave given, at this time,

Mr. Woods (Westmoreland), from the Committee on Public Printing, to which was committed a bill, entitled "An act to create the Department of Public Printing and Binding, to carry out the provisions of section twelve, article three, of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor."

Reported bill No. 7 without amendment.

On leave given, at this time,

Mr. Hill, from the Committee on Public Printing, to which was committed a bill, entitled "An act to amend paragraph sixteen of section one of an act, entitled 'An act to regulate the publication, binding and distribution of the public documents of this Common-

wealth,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine."

Reported bill No. 8 without amendment.

A motion was made by Mr. Keyser,

That when the Senate adjourn to-night it be to meet to-morrow at eleven o'clock.

Which was agreed to.

On motion of Mr. Herbst,

The following preamble and resolution were twice read, viz:

Whereas, Article two, section sixteen, of the Constitution of Pennsylvania provides that no county "may be assigned a Senator unless exceeding one-half a ratio" of the required population; and

Whereas, The Senatorial ratio according to the census of 1900 is 126,042, and the population of Lebanon county, constituting the Seventeenth district, is only 53,827, or 9,194 less than the required half ratio; therefore

Resolved, That the Judiciary General Committee of the Senate is hereby instructed to consider the constitutional status of the Seventeenth district and report its finding to the Senate without unnecessary delay.

On the question,

Will the Senate agree to the resolution?

A motion was made by Mr. Sproul,

That said resolution be referred to the Committee on Legislative Apportionment.

Which was agreed to.

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning at eleven o'clock.

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TUESDAY, January 24, 1905.

The President pro tempore in the chair.

Mr. Cochran asked and obtained leave of absence for Mr. Hall for the balance of the week on account of illness in his family.

Mr. Cumings asked and obtained leave of absence for Mr. McPherson for to-day.

Mr. Fisher, from the Committee on Judiciary General, to which was committed a bill, entitled "An act amending the seventy-fourth section of an act, entitled 'An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and penalties,' approved the 31st day of March, 1860, by repealing the proviso thereof which prohibits the imposing of sentences to expire between the 15th day of November and the 15th of February of any year."

Reported bill No. 9 without amendment.

Mr. Freeland, from the Committee on Judiciary General, to which was committeed a bill, entitled "An act authorizing the judges of the courts of common pleas, oyer and terminer and quarter sessions to determine the number of jurors to be summoned and returned to serve in such courts."

Reported bill No. 10 without amendment.

Mr. Bolard, from the Committee on Game and Fisheries, to which was committed a bill, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds, and song and insectiverous and other wild birds, and prescribing penalties for violation of its several provisions."

Reported bill No. 11 without amendment.

Mr. Dewalt, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines,"

Reported bill No. 12 without amendment.

Mr. Shepard, from the same committee, to which was committed a bill, entitled "An act authorizing appeals to orphans' courts from decisions of registers of wills granting issues devisavit vel non in cases of contested wills,"

Reported bill No. 13 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated Court of Common Pleas Number Five, and providing for the election and appointment of judges for said court,"

Reported bill No. 14 without amendment.

Mr. Stineman, from the Committee on Judicial Apportionment, to which was committeed a bill, entitled "An act increasing the number of courts of common pleas in the county of Allegheny establishing therein a distinct and separate court of common pleas,

designated Court of Common Pleas Number Four, and providing for the election and appointment of judges for said court,"

Reported bill No. 15 without amendment.

Mr. Cumings, from the Committee on Judiciary General, to which was committed a bill, entitled "An act establishing in counties containing a population of from three hundred thousand to one million a board for assessment and revision of taxes for State and county purposes, prescribing their powers and duties and abolishing the office of ward, borough and township assessors in so far as respects the assessment of State and county taxes,"

Reported bill No. 16 without amendment.

Mr. Thomas, from the same committee, to which was committed a bill, entitled "An act to quiet the title of real estate, and to enable citizens of the United States and corporations chartered under the laws of this Commonwealth and authorized to hold real estate therein, to hold and convey title to real estate which has formerly been held by corporations not authorized by law to hold real estate in Pennsylvania,"

Reported bill No. 17 without amendment.

Mr. Grim, from the same committee, to which was committed a bill, entitled "An act to amend an act, entitled 'An act to amend clause two of section thirty-one of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini 1874, providing for increased rates of toll upon bridges in certain cases,' approved the sixth day of May, Anno Domini one thousand eight hundred and eighty-seven, authorizing an increase of said tolls in certain other cases."

Reported bill No. 18 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act validating ordinances and other transactions of boroughs in the Commonwealth of Pennsylvania wherein there has occurred a misnomer, omission, informality or irregularity in the corporate name, style and title of such borough."

Reported bill No. 19 without amendment.

Mr. Quail read in his place and presented to the Chair a bill, entitled "An act to encourage the planting and the maintaining of sprout, forest and timber trees, and providing that those who thus aid shall be exempt from taxation, defining the duties of the assessor, and penalties for violation of this act."

Which was committeed to the Committee on Judiciary General.

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the St. Joseph's Hospital and Dispensary, of Pittsburg."

Which was committed to the Committee on Appropriations.

Mr. White read in his place and presented to the Chair a bill, entitled "An act prohibiting the vacation of any public road or part thereof in this Commonwealth within one-half mile of any city or borough without the consent of the municipal authorities of such city or borough when the road or part thereof proposed to be vacated is a continuation of a street in such city or borough."

He also read in his place and presented to the Chair a bill, entitled "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate, needed for the use of State normal schools,' approved the tenth day of July, one thousand nine hundred and one, and extending it to the condemnation of servitudes, easements of way and streets and alleys, opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or control, and close the same or portions thereof, and providing for the payment of costs on appeal."

Which were committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation for salaries of officers and employes of the Pennsylvania Reform School at Morganza, Pennsylvania, and to pay for permanent improvements, et cetera."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Beaver Valley General Hospital, of Beaver county."

He also read in his place and presented to the Chair a bill, entitled "An act making and appropriation to the Monongahela Memorial Hospital Association, of Monongahela City, Pennsylvania."

Which were committed to the Committee on Appropriations.

Mr. Phillips read in his place and presented to the Chair a bill, entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons, and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the 24th day of May, Anno Domini 1887, requiring that on and after January 1st, 1906, all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act shall be graduates of a reputable college of pharmacy."

Which was committeed to the Committee on Public Health and Sanitation.

Mr. Matson read in his place and presented to the Chair a bill, entitled "An act authorizing the Attorney General to retain and employ attorneys to represent the Commonwealth in criminal proceedings in the various courts of oyer and terminer, general jail delivery and quarter sessions if in his opinion the circumstances warrant it, providing for the compensation of such attorneys and defining their duties and powers."

Which was committed to the Committee on Judiciary General.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Children's Industrial Home, at Harrisburg, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Home for the Friendless, at Harrisburg, Pennsylvania."

Which were committed to the Committee on Appropriations.

Mr. Zern read in his place and presented to the Chair a bill, entitled "A further supplement to an act of Assembly, approved the eleventh day of April, one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini, one thousand eight hundred and fifty-four, authorizing the board of school directors in any school district to sell and convey any real estate, buildings and property, the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of Assembly, whenever such real estate, buildings and property shall have become useless to such school district by reason of dilapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming any sales of such property heretofore made on account of and for similar reasons; provided, no litigation or question of title now pending and undetermined shall be affected hereby."

Which was committed to the Committee on Education.

Mr. Thomson read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Coatesville Hospital."

Mr. Matson read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Bradford Hospital, of the city of Bradford."

Mr. Grim read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the National Farm School, at Doylestown."

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act making an appropriation to Saint Luke's Homoeopathic Hospital, of Philadelphia."

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Free Kindergarten and Nursery Association, at Harrisburg, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act to provide for the current expenses of the State Board of Health for the two fiscal years commencing the first day of June, one thousand nine hundred and five."

Which were committed to the Committee on Appropriations.

On motion of Mr. Shepard,

The following resolution was twice read, considered and agreed to, viz.:

Resolved, That a committee of nine members of the Senate be appointed to draft suitable resolutions and prepare a programme for memorial exercises on the deaths of the late Senator John T. Harrison, of Philadelphia, who died on December 18th, 1903; of the late Senator Alexander E. Patton, who died September 5th, 1904, and upon the late Edwin W. Smiley, Chief Clerk of the Senate, who died September 7th, 1904, and that a special meeting of the Senate be held on Tuesday, February 7th, 1905, at 2 o'clock P. M., to which said resolutions be submitted and the programme carried out.

Ordered, That Messrs. Shepard, Irvin, Cumings, Woods (Westmoreland), Fisher, Scott, Stober, Cochran and Hall be said committee.

A motion was made by Mr. Keyser,

That when the Senate adjourn to-day it be to meet to-morrow morning, at eleven o'clock.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 1, entitled "A joint resolution to provide for the celebration of the State of Pennsylvania in the Lewis and Clark Centennial Exposition, to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five, in commemoration of the one hundredth anniversary of the exploration of the Oregon country by an expedition planned by President Jefferson and commanded by Captain Meriwether Lewis and William Clark, and providing for the appointment of a commission, and making an appropriation to defray the expenses of the same."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 2, entitled "An act to amend 'A supplement to an act, entitled 'An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, one thousand eight hundred and sixty; amending the ninety-first section thereof defining rape and carnal knowledge of female children, and prescribing the penalty thereof,' approved the nineteenth day of May, Anno Domini one thousand eight hundred and eighty-seven."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 3, entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefited thereby; authorizing the township commissioners to create sewer districts, to apportion the cost of sewer construction among the same, and to prescribe the manner in which the charges shall be assessed on properties and municipal liens filed for the same, or to assess an annual tax for payment of such cost."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 4, entitled "An act to provide for the retirement of judges of courts of record in this Commonwealth who have served as such judge for twenty-five successive years and have attained the age of seventy years, and for the payment of such retired judges, and for the filling of vacancies caused by said retirement."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 5, entitled "An act in reference to the eligibility of road jurors and jurors of view."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 6, entitled "An act creating a Department of Health and defining its powers and duties."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 7, entitled "An act to create the Department of Public Printing and Binding, to carry out the provisions of section twelve article three of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 8, entitled "An act to amend paragraph sixteen of section one of an act, entitled 'An act to regulate the publication, binding and distribution of the public documents of this Commonwealth,' approved the second day of May, Anno Domini one thousand eight hundred ad ninety-nine."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Quail,

That Senate bill No. 6, entitled "An act creating a Department of Health and defining its powers and duties," be re-committed to the Committee on Public Health and Sanitation."

Which was agreed to.

A motion was made by Mr. White,

That the Senate do now resolve itself into executive session for the purpose of acting on the nomination of N. R. McNeal, of Claysville, Washington county, to be commissioner of the National road, lying between the Monongahela river, westward, and the line of the State of West Virginia, for the term of three years, to compute from June 1, 1903, agreeably to the Executive message presented on January 18th.

Which was agreed to.

Whereupon,

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of N. R. McNeal, of Claysville, Washington county, to be commissioner of the National road, lying between the Monongahela river, westward, and the line of the State of West Virginia, for the term of three years, to compute from June 1, 1903.

Agreeably to the Executive message presented on January 18th,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cum-

ings, Danner, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, Phillips, Quail, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Brown,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until to morrow morning, at eleven o'clock.

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WEDNESDAY, JANUARY 25, 1905.

The President in the Chair.

On leave given, at this time,

On motion of Mr. Keyser,

The following resolution was twice read, considered and agreed to, viz.:

Resolved (if the House of Representatives concur), That when the Senate adjourns to-day it be to meet on Monday evening next, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Mr. Crawford asked and obtained leave of absence for Messrs. Sproul and Matson for to-day.

Mr. Keyser asked and obtained leave of absence for Mr. Cumings for to-day.

Mr. Herbst asked and obtained leave of absence for Messrs. Zern and Dewalt for to-day.

Mr. Heidelbaugh asked and obtained leave of absence for Mr. Stober for to-day.

Mr. Woods (Westmoreland) asked and obtained leave of absence for Mr. Quail for to-day.

Mr. Stineman, from the Committee on Banks and Building and Loan Associations, to which was committed a bill, entitled "An act to amend section three of an act, entitled 'An act relating to mutual savings fund, building and loan associations, regulating the mode of charging premiums, bonus or interest in advance, of withdrawals, of repayment and collection of loans, also restricting the power to levy excessive fines and defining the rights and liabilities of married women stockholders, and prescribing the non-application to these associations of the bonus tax and registry laws for corporations,' approved April tenth, one thousand eight hundred and seventy-nine,"

Reported bill No. 20 without amendment.

Mr. Calpin, from the same committee, to which was committed a bill, entitled "An act to amend section thirty-seven of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four."

Reported bill No. 21 without amendment.

Mr. Shepard, from the Committee on Judiciary General, to which was committed a bill, entitled "An act extending the jurisdiction of the courts of this Commonwealth in cases of divorce,"

Reported bill No. 22 without amendment.

Mr. Fisher, from the same committee, to which was committed a bill, entitled "An act authorizing the Attorney General to retain and employ attorneys to represent the Commonwealth in criminal proceedings in the various courts of oyer and terminer, general jail delivery and quarter sessions, if in his opinion the circumstances warrant it; providing for the compensation of such attorneys and defining their duties and powers,"

Reported bill No. 23 without amendment.

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Allegheny County Association for the Prevention of Cruelty to Children."

Which were committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act authorizing the Commissioner of Banking to appoint five additional examiners, and providing for their compensation and expenses."

Which was committed to the Committee on Banks and Building and Loan Associations.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the McKeesport Hospital, McKeesport, Pennsylvania."

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "An act to provide for the appointment of an Excise Commission in each judicial district of this Commonwealth, containing less than 500,000 inhabitants, and transferring and vesting in such commission the authority to grant, transfer and revoke licnses for the sale of intoxicating liquors, now vested in the Court of Quarter Sessions, authorizing such commission to establish rules and regulations to carry the provisions thereof into effect; providing for the keeping of its records and the payment of their salaries and expenses, fixing the duties of the Clerk of Quarter Sessions, and regulating appeals to the Superior and Supreme Courts.

Which was committed to the Committee on Judiciary General.

Mr. Bolard read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Meadville City Hospital."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Titusville City Hospital."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Spencer Hospital."

Which were committed to the Committee on Appropriations.

Mr. Freeland read in his place and presented to the Chair a bill, entitled "'An act requiring the county commissioners in any county of this Commonwealth, having a population of less than five hundred thousand, before making contracts for the erection of buildings or bridges or the alteration or repairing of the same, to advertise for bidders."

Which was committed to the Committee on Judiciary General.

Mr. Wilbert read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Medical and Surgical Department of the Western Hospital, of Pittsburg."

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the maintenance of the South Mountain Camp Sanitorium, near Mont Alto, Franklin county, for the erection and equipment of additional buildings, and for the maintenance of the patients therein."

Mr. Irvin read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Clearfield Hospital."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Bellefonte Hospital."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Lock Haven Hospital."

Which were committed to the Committee on Appropriations.

Mr. Sisson read in his place and presented to the Chair a bill, entitled "An act to amend section one of an act, entitled 'An act to provide for the better collection of collateral inheritance taxes, approved May sixth, A. D. 1887, so as to include among the persons taking an estate, or any part thereof, to whom the act does not apply, the children of a deceased husband or wife in whom the estate formerly vested."

Which was committed to the Committee on Judiciary General.

By request,

Mr. Phillips read in his place and presented to the Chair a bill, entitled "An act to repeal an act approved the thirteenth day of May, 1856, entitled "An act authorizing the citizens of the borough of Mercer to erect a union school house in said borough."

Which was committed to the Committee on Judiciary Special.

Mr. Herbst read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Home for Friendless Children, in the city of Reading, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Reading Hospital, in the city of Reading, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Reading Sanitarium for the Treatment of Tuberculosis, in the city of Reading, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the trustees of the St. Joseph's Hospital, of the city of Reading."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Homoeopathic Medical and Surgical Hospital, of Reading."

Which were committed to the Committee on Appropriations.

Mr. Grim read in his place and presented to the Chair a bill, entitled "An act authorizing the acquisition and maintenance by the Commonwealth of Pennsylvania, in conjunction with the States of New York and New Jersey, of toll bridges across the Delaware river, and providing for free travel across the same."

Which was committed to the Committee on Judiciary General.

Mr. Keyser read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Saint Mary's Hospital, of Philadelphia."

By request,

Mr. Bolard read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Wilkes-Barre City Hospital."

Which were committed to the Committee on Appropriations.

By request,

He also read in his place and presented to the Chair a Chair a bill, entitled "An act relating to the collection of State, county, city, school and poor taxes in the several cities of the third class of this Commonwealth, and providing that the City Treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation."

Which was committed to the Committee on Judiciary Special.

By request,

He also read in his place and presented to the Chair a bill, entitled "A supplement to an act, entitled 'An act relating to the granting of letters of administration upon the estates of persons presumed to be dead by reason of long absence from their former domicile," approved June 24, 1885, providing for the probate of the will of a person whose death by presumption has been established, and for the attachment of such will to letters of administration granted in the case."

By request,

He also read in his place and presented to the Chair a bill, entitled "An act for the protection and care of certain persons unable to take care of their own property by reason of paralysis."

Which were committed to the Committee on Judiciary Special.

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the Mary M. Packer Hospital, at Sunbury, Pennsylvania."

Which was committed to the Committee on Appropriations.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act regulating procedure in actions to enforce payment or other remedy upon bonds, mortgages, single bills or confessed judgments where the money involved is subject to State tax."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act to provide revenue and regulate the sale of small firearms, the licensing of dealers in the same, and providing punishment for violations of the act, and the methods of its enforcement."

Which was committed to the Committee on Finance.

On motion of Mr. Roberts,

The following resolution was twice read, considered and agreed to, viz.:

Resolved (if the House concur), That three thousand (3,000) copies of Senate bill No. 11, commonly known as the game bill—one thousand (1,000) for the use of the Senate, and two thousand (2,000) for the use of the House—be, and the same are hereby, directed to be printed.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg January 25, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alfred E. Firman, of the township of Northampton, county of Bucks, to be notary public for the Commonwealth of Pennsylvania, for the term of four years, to compute from January 29, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg January 25, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Andrew Brown to be justice of the peace in and for the township of Porter, county of Schuylkill, to serve until the first Monday in May, 1905, vice P. J. Brown, deceased.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 24, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate N. E. Hause, of Harrisburg Dauphin county, to be a notary public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of confirmation.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 24, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George D. Schaeffer to be a justice of the peace in and for the borough of Fleetwood, county of Berks, to serve until the first Monday in May, 1905, vice Harry D. Schaeffer, resigned.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 24, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel S. Gingell to be justice of the peace in and for the borough of Wyoming, county of Luzerne, to serve until the first Monday in May, 1905, vice Richard W. Williams, resigned.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg January 25, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, to serve for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

C. N. Reed, Tarentum, January 30, 1905.

Cumberland County.

D. E. Leckey, Newville, January 29, 1905.

Philadelphia County.

Joseph MacFarland, Philadelphia, January 28, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 24, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, to serve for the term of four years, to compute from the date of their confirmation:

Allegheny County.

Miss Margaret E. Rogan, Pittsburg.

Lackawanna County.

Joseph F. Gilroy, Scranton.
Dalbys L. Fickes, Scranton.

Lancaster County.

Bernard J. Myers, Lancaster.

Philadelphia County.

Geo. H. Silvery, Philadelphia.

Franklin County.

Charles B. Carl, Green Castle.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg January 25, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, to serve for the term of four years, to compute from the date of their confirmation:

Allegheny County.

Scott M. Stewart, McKeesport.
Chas. W. Ashley, Pittsburg.

Greene County.

Mrs. Kate Hays McCall, Waynesburg.

Lackawanna County.

Charles W. Dawson, Scranton.

Philadelphia County.

Richard P. McCloskey, Philadelphia.
Charles Gruber, Jr., Philadelphia.
W. E. Shappell, Philadelphia.
Miss Minnie Frances Ellis, Philadelphia.
Wm. F. Boyd, Philadelphia.
W. Sherwood Crowl, Philadelphia.

Venango County.

Peter A. Wilbert, Oil City.

Susquehanna County.

Miss Nellie Smith, Montrose.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg January 24, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, to serve for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

C. V. Keefer, Pitcairn, January 29, 1905.
P. M. Leahy, Pittsburg January 30, 1905.
Lafayette Wills, Allegheny, February 5, 1905.
W. M. Maneese, Pittsburg February 5, 1905.
G. A. Ende, Pittsburg, February 5, 1905.
James A. Griffith, Pittsburg, February 27, 1905.
Salvatore Buonocore, Pittsburg February 27, 1905.

Dauphin County.

Charles B. McConkey, Harrisburg, January 26, 1905.

Lackawanna County.

Eugene D. Fellows, Scranton, January 25, 1905.

Luzerne County.

Joseph J. Baer, Wilkes-Barre, February 27, 1905.

Perry County.

A. Fred. Keim, Newport, January 30, 1905.

Philadelphia County.

Charles C. Kleckner, Philadelphia, February 12, 1905.
John A. Heyser, Philadelphia, February 20, 1905.
Charles M. Johnson, Philadelphia, February 27, 1905.
Robert E. Erskine, Philadelphia, February 27, 1905.
Thos. M. Montgomery, Philadelphia, February 27, 1905.

SAML. W. PENNYPACKER.

A motion was made by Mr. McPherson,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive sessions, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. McPherson,

That the Senate do advise and consent to the nomination of George D. Schaeffer to be Justice of the Peace in and for the borough of Fleetwood, county of Berks, to serve until the first Monday in May, 1905, vice Harry D. Schaeffer, resigned.

Samuel S. Gingell to be Justice of the Peace in and for the borough of Wyoming, county of Luzerne, to serve until the first Monday in May, 1905, vice Richard W. Williams, resigned.

Andrew Brown to be Justice of the Peace in and for the township of Porter, county of Schuylkill, to serve until the first Monday in May, 1905, vice P. J. Brown, deceased.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Danner, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Key-

ser, Manbeck, Matson, McPherson, Phillips, Roberts, Shepard, Sisson, Sproul, Stewart, Stineman, Thomas, Thomson, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. McPherson,

That the Senate do advise and consent to the nomination of Alfred E. Firman, of the township of Northampton, county of Bucks, to be notary public for the Commonwealth of Pennsylvania, for the term of four years, to compute from January 29, 1905.

N. E. Hause, of Harrisburg, Dauphin county, to be a notary public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of confirmation.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Danner, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McPherson Phillips, Roberts, Shepard, Sisson, Stewart, Stineman, Thomas, Thomson, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. McPherson,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

C. V. Keefer, Pitcairn, January 29, 1905.
P. M. Leahy, Pittsburg, January 30, 1905.
Lafayette Wills, Allegheny, February 5, 1905.

W. M. Maneese, Pittsburg, February 5, 1905.
G. A. Ende, Pittsburg, February 5, 1905.
James A. Griffith, Pittsburg, February 27, 1905.
Salvatore Buonocore, Pittsburg, February 27, 1905.

Dauphin County.

Charles B. McConkey, Harrisburg, January 26, 1905.

Lackawanna County.

Eugene D. Fellows, Scranton, January 25, 1905.

Luzerne County.

Joseph J. Baer, Wilkes-Barre, February 27, 1905.

Perry County.

A. Fred Keim, Newport, January 30, 1905.

Philadelphia County.

Charles C. Kleckner, Philadelphia, February 12, 1905.
John A. Heyser, Philadelphia, February 20, 1905.
Charles M. Johnson, Philadelphia, February 27, 1905.
Robert E. Erskine, Philadelphia, February 27, 1905.
Thomas M. Montgomery, Philadelphia, February 27, 1905.

The following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of their confirmation:

Allegheny County.

Scott M. Stewart, McKeesport.
Charles W. Ashley, Pittsburg.

Greene County.

Mrs. Kate Hays McCall, Waynesburg.

Lackawanna County.

Charles W. Dawson, Scranton.

Philadelphia County.

Richard P. McCloskey, Philadelphia.
Charles Gruber, Jr., Philadelphia.
W. E. Shappell, Philadelphia.
Miss Minnie Frances Ellis, Philadelphia.
William F. Boyd, Philadelphia.
W. Sherwood Crowl, Philadelphia.

Venango County.

Peter A. Wilbert, Oil City.

Susquehanna County.

Miss Nellie Smith, Montrose.

The following named persons to be notaries public for the Commonwealth of Pennsylvania, to serve for the term of four years, to compute from the date of their confirmation:

Allegheny County.

Miss Margaret E. Rogan, Pittsburg.

Lackawanna County.

Joseph F. Gilroy, Scranton.
Dalbys L. Fickes, Scranton.

Lancaster County.

Bernard J. Myers, Lancaster.

Philadelphia County.

George H. Silvery, Philadelphia.

Franklin County.

Charles B. Carl, Green Castle.

The following named persons to be notaries public for the Commonwealth of Pennsylvania, to serve for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

C. N. Reed, Tarentum, Jan. 30, 1905.

Cumberland County.

D. E. Leckey, Newville, Jan. 28, 1905.

Philadelphia County.

Joseph McFarland, Philadelphia, Jan. 8, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Dan-

ner, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McPherson, Phillips, Roberts, Shepard, Sisson, Stewart, Stineman, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland)—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

The Clerk of the House of Representatives being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the Senate,
January 25, 1905.

Resolved (if the House of Representatives concur), That when the Senate adjourn to-day it be to meet on Monday evening next at nine o'clock.

The Chair laid before the Senate the report of the auditors of the Philadelphia Saving Fund Society for the year ending the thirty-first of December, 1904.

Which was laid on the table.

(See official documents.)

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 1, entitled "A joint resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centennial Exposition to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five in commemoration of the one hundredth anniversary of the exploration of the Oregon country by an expedition planned by President Jefferson and commanded by Captain Meriwether Lewis and William Clark, and providing for the appointment of a Commission and making an appropriation to defray the expenses of the same."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 2, entitled "An act to amend 'A supplement to an act entitled 'An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, one thousand eight hundred and sixty, amending the ninety-first section thereof, defining rape and carnal knowledge of female children and prescribing the penalty thereof,' approved the nineteenth day of May, Anno Domini, one thousand eight hundred and eighty-seven."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 3, entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefited thereby, authorizing the township commissioners to create sewer districts to apportion the cost of sewer construction among the same and to prescribe the manner in which the charges shall be assessed on the properties and municipal liens filed for the same or to assess an annual tax for payment of such cost."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 4, entitled "An act to provide for the retirement of judges of courts of record in this Commonwealth who have served as such judge for twenty-five successive years and have attained the age of seventy years and for the payment of such retired judges and for the filling of vacancies caused by said retirement."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 5, entitled "An act in reference to the eligibility of road jurors and jurors of view."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 7, entitled "An act to create the Department of Public Printing and Binding to carry out the provisions of section twelve, article three of the Constitution, in relation to the public printing and binding and the supply of paper and other materials therefor."

On the question,

Will the Senate agree to the first section?

A motion was made by Mr. Woods (Allegheny),

To amend the same by inserting at the beginning of line thirty-seven the words "his or their bid and."

Which was agreed to.

The section as amended was then agreed to.

The second, third, fourth, fifth, sixth, seventh and eighth sections were then separately considered and agreed to.

On the question,

Will the Senate agree to the ninth section?

A motion was made by Mr. Woods (Allegheny),

To amend the same by striking out the word "by" after the word "printed" in line six and inserting in lieu thereof the word "for."

Which was agreed to.

The section as amended was then agreed to.

The tenth section was then agreed to.

On the question,

Will the Senate agree to the eleventh section?

A motion was made by Mr. Woods (Allegheny).

To amend the same by inserting after the word "Commonwealth" in line nine, the words "or for any commission created by law."

Which was agreed to.

The section as amended was then agreed to

The twelfth, thirteenth, fourteenth, fifteenth, sixteenth and seventeenth sections were then separately considered and agreed to.

On the question,

Will the Senate agree to the eighteenth section?

A motion was made by Mr. Woods (Allegheny).

To amend the same by striking out the word "advertisement" at the beginning of line fourteen and inserting in lieu thereof the word "advertisements."

Which was agreed to.

The section as amended was then agreed to.

The nineteenth and twentieth sections were then separately considered and agreed to.

On the question,

Will the Senate agree to the twenty-first section?

A motion was made by Woods (Allegheny).

To amend the same by striking out the woods "contractor or contractors" in line thirty and inserting in lieu thereof the following "person or persons having such contract for paper and other supplies."

Which was agreed to.

The section as amended was then agreed to.

The twenty-second section was then agreed to.

On the question,

Will the Senate agree to the twenty-third section?

A motion was made by Mr. Woods (Allegheny).

To amend the same by inserting after the word "contractors" in line twenty-five the words "for the State printing and binding."

Which was agreed to.

The section as amended was then agreed to.

The twenty-fourth and twenty-fifth sections were then separately considered and agreed to.

On the question,

Will the Senate agree to the twenty-sixth section?

A motion was made to amend the same by adding to the end of the section the following, "and the president and secretary of commissioners authorized by law."

Which was agreed to.

The section as amended was then agreed to.

The twenty-seventh to the forty-first sections inclusive were then separately considered and agreed to.

On the question,

Will the Senate agree to the forty-second section?

A motion was made by Mr. Woods (Allegheny).

To amend the same by striking out the word "parts" at the beginning of line four; by striking out the word "to" after the word "directed" in line twenty-four and inserting in lieu thereof the word "by" and by striking out the word "message" in line thirty-five and inserting in lieu thereof the word "messages."

Which was agreed to.

The section as amended was then agreed to.

The title was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 8, entitled "An act to amend paragraph sixteen of section one of an act, entitled 'An act to regulate the publication, binding and distribution of the documents of this Commonwealth,' approved the second day of May, Anno Domini, one thousand eight hundred and ninety-nine."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate No. 9, entitled "An act amending the seventy-fourth section of an act, entitled 'An act to consolidate, revise and amend the laws of this Commonwealth, relating to penal proceedings and penalties,' approved the thirty-first day of March, one thousand eight hundred

and sixty, by repealing the proviso thereof, which prohibits the imposing of sentences to expire between the sixteenth day of November and the fifteenth of February of any year."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 10, entitled "An act authorizing the judges of the courts of common pleas, oyer and terminer and quarter sessions to determine the number of jurors to be summoned and returned to serve in such courts."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 11, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds and song, and insectiverous and other wild birds and prescribing penalties for violation of its several provisions."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 12, entitled "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 13, entitled "An act authorizing appeals to orphans' courts from decisions of registers of wills, granting issues devisavit vel non in cases of contested wills."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 14, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas designated court of

A motion was made to amend the same by adding to the end of the section the following, "and the president and secretary of commissioners authorized by law."

Which was agreed to.

The section as amended was then agreed to.

The twenty-seventh to the forty-first sections inclusive were then separately considered and agreed to.

On the question,

Will the Senate agree to the forty-second section?

A motion was made by Mr. Woods (Allegheny).

To amend the same by striking out the word "parts" at the beginning of line four; by striking out the word "to" after the word "directed" in line twenty-four and inserting in lieu thereof the word "by" and by striking out the word "message" in line thirty-five and inserting in lieu thereof the word "messages."

Which was agreed to.

The section as amended was then agreed to.

The title was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 8, entitled "An act to amend paragraph sixteen of section one of an act, entitled 'An act to regulate the publication, binding and distribution of the documents of this Commonwealth,' approved the second day of May, Anno Domini, one thousand eight hundred and ninety-nine."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate No. 9, entitled "An act amending the seventy-fourth section of an act, entitled 'An act to consolidate, revise and amend the laws of this Commonwealth, relating to penal proceedings and penalties,' approved the thirty-first day of March, one thousand eight hundred

and sixty, by repealing the proviso thereof, which prohibits the imposing of sentences to expire between the sixteenth day of November and the fifteenth of February of any year."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 10, entitled "An act authorizing the judges of the courts of common pleas, oyer and terminer and quarter sessions to determine the number of jurors to be summoned and returned to serve in such courts."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 11, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds and song, and insectiverous and other wild birds and prescribing penalties for violation of its several provisions."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 12, entitled "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 13, entitled "An act authorizing appeals to orphans' courts from decisions of registers of wills, granting issues devisavit vel non in cases of contested wills."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 14, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas designated court of

common pleas number five, and providing for the election and appointment of judges for said court."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 15, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas designated court of common pleas number four, and providing for the election and appointment of judges for said court."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 16, entitled "An act establishing in counties containing a population of from three hundred thousand to one million a board for assessment and revision of taxes for State and county purposes, prescribing their powers and duties, and abolishing the office of ward, borough and township assessor in so far as respects the asessment of State and county taxes."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 17, entitled "An act to quiet the title of real estate and to enable citizens of the United States and corporations chartered under the laws of this Commonwealth and authorized to hold real estate therein to hold and convey title to real estate which has formerly been held by corporations not authorized by law to hold real estate in Pennsylvania."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 18, entitled "An act to amend an act, entitled 'An act to amend clause two of section thirty-one of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, providing for increased rates of toll upon bridges in certain cases,' approved the

sixth day of May, Anno Domini one thousand eight hundred and eighty-seven, authorizing an increase of said tolls in certain other cases."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Grim,

That Senate bill No. 18, entitled "An act to amend an act, entitled 'An act to amend clause two of section thirty-one of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, providing for increased toll rates upon bridges in certain cases,' approved the sixth day of May, Anno Domini one thousand eight hundred and eighty-seven, authorizing an increase of said tolls in certain other cases," be recommitted to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 19, entitled "An act validating ordinances and other transactions of boroughs in the Commonwealth of Pennsylvania wherein there has occurred a misnomer, omission, informality or irregularity in the corporate name, style and title of such borough."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

On leave given at this time,

A motion was made by Mr. Grim,

That Senate bill No. 2, on third reading, entitled "An act to amend 'A supplement to an act, entitled 'An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, one thousand eight hundred and sixty, amending the ninety-first section thereof, defining rape and carnal knowledge of female children, and prescribing the penalty thereof,' approved the nineteenth day of May, Anno Domini one thousand eight hundred and eighty-seven," be recommitted to the Committee on Judiciary General.

Which was agreed to.

A motion was made by Mr. Brown,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until Monday evening, January 30th, at nine o'clock.

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MONDAY, January 30, 1905.

The President in the Chair.

Mr. White asked and obtained leave of absence for Mr. Thomson on account of sickness.

Mr. Sproul read in his place and presented to the Chair a bill, entitled "An act to prevent and punish the stealing of wire forming part of a line for the transmission of electricity."

He also read in his place and presented to the Chair a bill, entitled 'An act to prevent and punish the willful damage or injury to the poles, wires and fixtures of telephone lines."

He also read in his place and presented to the Chair a bill, entitled "An act for the prevention of idiocy."

Mr. White read in his place and presented to the Chair a bill, entitled "An act amending the third and fourth sections of the act, entitled 'An act regulating the collection of taxes in the several boroughs and townships of this Commonwealth,' approved the twenty-fifth day of June, one thousand eight hundred and eighty-five, and further regulating the collection of said taxes."

Which were referred to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Beaver County General Hospital, located at Rochester, Pennsylvania, for maintenance."

Which was committed to the Committee on Appropriations.

Mr. Phillips read in his place and presented to the Chair a bill, entitled "An act supplementary to an act, entitled 'An act providing for the incorporation and government of cities of the third class," approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine, and the amendments thereof, enlarging, modifying, defining and prescribing the powers and duties of the city assessors elected in pursuance of article fifteen of the said act and its amendments ;relating to their qualifications, compensation and obligations, and providing that the Councils of each of the said cities shall have and exercise certain powers with reference to said Assessors, the Board of Revision and Appeal, and the assessment and collection of taxes."

Which was committed to the Committee on Municipal Affairs.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act to amend the fourth section of an act, entitled 'An act regulating the election of Secretary of Internal Affairs, defining his duty and fixing his salary, approved the eleventh day of May, Anno Domini one thousand eight hundred and seventy-four, "providing for enlargement of scope of authority in the collection of industrial and labor statistics and providing additional penalties for failure or refusal to make report or for willfully making false report to the Bureau of Industrial Statistics of the Department of Internal Affairs."

He also read in his place and presented to the Chair a bill, entitled "An act to amend the final clause of section three of an act, entitled 'An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the supreme court and other courts; providing for the reports of its decisions, the compensation of the judges and other officers, and the practice and costs on appeals from its judgments,' approved the twenty-fourth day of June, eighteen hundred and ninety-five; providing for the furnishing of stationery, blank books, printing and supplies for the said Superior Court."

Which were committed to the Committee on Judiciary General.

Mr. Quail read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Benevolent Association's Home for Children, of Pottsville, Schuylkill county."

Which was committed to the Committee on Appropriations.

Mr. Cummings read in his place and presented to the Chair a bill, entitled "An act permitting children residing in school districts in which no public school is maintained to attend a high school in some other district located near their homes, and providing for the payment of cost of tuition and school books."

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair a bill, entitled "An act to provide for the payment of costs in criminal cases."

Which was committed to the Committee on Judiciary Special.

He also read in his place and presented to the Chair a bill, entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths and burial or removal permits, requiring prompt returns to the central bureau of vital statistics at the Capitol of the State, as required to be established by the State Board of Health, and to insure the "thorough organization and efficiency of the registration of vital statistics throughout the State,' as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health, and to prevent the spread of contagious and infectious diseases

in this Commonwealth,' approved June third, eighteen hundred and eighty-five, and making an appropriation for establishing and maintaining such a bureau, and providing certain penalties."

Which was committed to the Committee on Public Health and Sanitation.

He also read in his place and presented to the Chair a bill, entitled "An act for the appointment and maintenance of a Board to be known as the Armory Board of the State of Pennsylvania, and for the payment of its expenses, and for the erection and maintenance of armories for the use of the National Guard of Pennsylvania throughout the Commonwealth of Pennsylvania, and making an appropriation for the same."

Which was committed to the Committee on Military Affairs.

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the trustees of the Association of the Fifty-fourth Regiment Pennsylvania Veteran Volunteer Infantry, for the purpose of erecting a monument on the battlefield of New Market, Virginia."

He also read in his place and presented to the Chair a bill, entitled "An act entitled an act making an appropriation for the expenses required by an act, entitled 'An act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers, sailors and marines, and the destitute children of permanently disabled soldiers, sailors and marines of the State,' approved May twenty-fifth, one thousand eight hundred and eighty-nine, also making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan Industrial School and the soldiers' orphan schools, approved May twenty-seventh, one thousand eight hundred and eighty-three."

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

Which was committed to the Committee on Judiciary General.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act to further amend section two of an act, entitled 'An act to amend an act, entitled 'An act supplementary to the acts regulating hawkers and peddlers,' approved the sixteenth day of April, Anno Domini one thousand eight hundred and forty,' by providing that citizens of this Commonwealth may without being licensed vend and sell by hawking and peddling goods of their own manufacture, and the produce of their own farms, gardens and dairies."

Which was committed to the Committee on Judiciary Special.

He also read in his place and presented to the Chair a bill, entitled "An act to establish an emergency fund, to be used as occasion may require in the suppression of epidemics, the prevention of disease, and the protection of human life in time of epidemic disease, or of disaster threatening disease, and making an appropriation therefor."

Which was committed to the Committee on Appropriations.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act to amend the first section of an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia, and defining the powers and duties of the same.'"

Which was committed to the Committee on Judiciary General.

Mr. Stober read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania."

Mr. Dewalt read in his place and presented to the Chair a bill, entitled "An act entitled an act making an appropriation to the St. Luke's Hospital, of South Bethlehem, Lehigh county, Pennsylvania."

Which were committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act, entitled 'An act to provide for the support out of the county treasury of the sick and injured poor when under treatment in hospitals in cities and boroughs.'"

Which was committed to the Committee on Judiciary Special.

Mr. Herbst read in his place and presented to the Chair a bill, entitled "An act to empower cities of this Commonwealth owning and operating water works systems, and having supply mains passing through suburban territory to sell water to any water company or companies chartered to do business in any such suburban territory."

He also read in his place and presented to the Chair a bill, entitled "An act authorizing and empowering cities owning or operating water works systems to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such cities, for the purpose of patrolling the drainage are and making investigations or increase pertaining to the condition of the stream or streams, sanitary or otherwise."

Which were committed to the Committee on Municipal Affairs.

Mr. McNichol read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the hospital department of the Hahnemann Medical College and Hospital, of Philadelphia."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Philadelphia Lying-in Charity Hospital."

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Women's Homoeopathic Association of Pennsylvania."

Which were committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act amending the second section of an act, entitled 'An act to restrain and regulate the sale of vinous, spiritous, malt or brewed liquors, or any admixtures thereof,' approved the thirteenth day of May, Anno Domini one thousand eight hundred and eighty-seven, so as to extend the granting of licenses for the sale of vinous, spiritous, malt or brewed liquors at retail, in quantities not exceeding one quart, to hotel companies duly incorporated under the laws of the State of Pennsylvania, whose officers and directors are citizens of the United States, and are of temperate habits and good moral character."

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair a bill, entitled "An act providing for and defining the rights, remedies, duties and liabilities of purchasers of real estate at judicial sales, and of their grantees, heirs and devisees, and of the persons then in possession thereof."

Which was committed to the Committee on Judiciary General.

Mr. Cumings read in his place and presented to the Chair a joint resolution, entitled "An act to provide for the participation of the National Guard of Pennsylvania in the inaugural ceremonies of Theodore Roosevelt, President-elect of the United States, to be held in the city of Washington, D. C., March 4, 1905, and making an appropriation to pay the expenses of a provisional brigade selected for that purpose."

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Altoona Hospital."

Which were committed to the Committee on Appropriations.

On motion of Mr. Bolard,

The following preamble and resolution were twice read, considered and agreed to, viz:

Whereas, The side aisles between the desks in the Senate Chamber, as at present arranged, are found to be too narrow, therefore,

Resolved, That the architect be requested to have the side aisles widened by placing the desks in pairs.

Mr. McPherson, from the Committee on Judiciary General, to which was committed a bill, entitled "An act requiring the county commissioners in any county of this Commonwealth, having a population of less than five hundred thousand, before making contracts for the erection of buildings or bridges, or the alteration or repairing of the same, to advertise for bidders."

Reported bill No. 24 with amendments.

A motion was made by Mr. Heidelbaugh and Mr. Stober,

That the vote had by which the Senate agreed to the confirmation of Charles S. Martin, of Lancaster county, to be a notary public for the Commonwealth of Pennsylvania for the term of four years from February 27, 1905, agreeably to the Executive message presented on January 16, be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the confirmation?

A motion was made by Mr. Heidelbaugh,

That the question, together with the further consideration of said confirmation, be laid on the table.

Which was agreed to.

The Clerk of the House being introduced, presented for concurrence bills numbered and entitled as follows, viz:

In the House of Representatives,
January 25, 1905.

House No. 2. "An act to amend the act of Assembly of this Commonwealth, entitled 'An act relating to the commencement of actions,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and eighty-six, so as to make all the provisions of said act apply to all actions ex delicto, as well as actions ex contractu."

Which was committed to the Committee on Judiciary General.

House No. 4. "An act to create the Department of Public Printing and Binding to carry out the provisions of section twelve, article three of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor."

Which was committed to the Committee on Public Phinting.

The Private Secretary of the Governor being introduced, presented several communications, in writing, from His Excellency, the Governor, which were read as follows:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 30, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John Kutzki, of Nanticoke, county of Luzerne, to be a notary public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of confirmation.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 30, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Wesley A. Toomey to be alderman in and for the Seventh ward, city of Harrisburg, to serve until the first Monday in May, 1905, vice D. L. Hess, deceased.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 30, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Julian L. Andrews to be alderman in and for the First ward, city of Bradford, county of McKean, to serve until the first Monday in May, 1905, vice Thomas Osborne, deceased.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 30, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be notaries public for the Com-

monwealth of Pennsylvania, for the term of four years, to compute from the date of confirmation.

Allegheny County

J. J. Saint, Pittsburg.

Chester County.

R. Haines Passmore, West Chester.

Columbia County.

S. F. Peacock, Bloomsburg.

Dauphin County.

Mrs. Kate E. Long, Lykens.
David G. Bowman, Harrisburg.

Lackawanna County.

Walter L. Schanz, Scranton.
Harry C. Reynolds, Scranton.
R. Louis Grambs, Scranton.
J. A. Cassese, Scranton.

Luzerne County.

W. L. Raeder, Wilkesbarre.
Matteo Gerod, Hazleton.
F. C. Mosier, Pittston.

Philadelphia County.

Edwin M. Waller, Philadelphia.
Joseph B. Lanning, Philadelphia.
Thos. S. Louderback, Philadelphia.

Venango County.

Judson D. Trax, Oil City.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 30, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County

Miss M. L. Newell, Pittsburg, February 19, 1905.
Pietro Mancuso, Pittsburg, February 27, 1905.
William Henning, Pittsburg, February 27, 1905.

Beaver County.

George R. McPherson, New Brighton, February 27, 1905.
Charles Reeves May, Beaver Falls, February 12, 1905.

Bradford County.

S. N. Blood, Sayre, February 20, 1905.
Charles C. West, Sayre, February 27, 1905.

Cambria County.

John E. Evans, Ebensburg, February 6, 1905.

Dauphin County.

Andrew S. McCreath, Jr., Harrisburg, February 20, 1905

Erie County.

Lorenz Stachowski, Erie, February 4, 1905.

Fayette County.

William H. Miller, Uniontown, February 20, 1905.

Franklin County.

W. E. McKinstry, Mercersburg, February 21, 1905.

Greene County.

L. W. Sayers, Waynesburg, February 27, 1905.
T. Riley Huffman, Jackson township, February 27, 1905.

Jefferson County.

John M. White, Brookville, February 5, 1905.

Lackawanna County.

J. F. Reynolds, Carbondale, February 27, 1905.

Luzerne County.

John J. Kelley, Hazleton, February 27, 1905.

Lycoming County.

Charles Summer DuBelle, Williamsport, February 27, 1905.

Northampton County.

Robert P. Lentz, Alliance, February 27, 1905.
William E. Horne, South Bethlehem, February 27, 1905.

Northumberland County.

Edwin Paul, Milton, February 27, 1905.

Philadelphia County.

Thomas G. Hawkes, Philadelphia, February 5, 1905.
J. W. Gardiner, Philadelphia, February 5, 1905.
F. H. MacMorris, Philadelphia, February 12, 1905.
Hans Weniger, Philadelphia, February 12, 1905.
Bernhard Beerger, Philadelphia, February 26, 1905.
Miss Marion L. Pyle, Philadelphia, February 27, 1905.
Ben T. Welch, Philadelphia, February 27, 1905.
Charles F. Linde, Philadelphia, February 27, 1905.
J. Franklin Moss, Philadelphia, February 27, 1905.
Leo G. Bernheimer, Philadelphia, February 27, 1905.
Franklin B. Brown, Philadelphia, February 27, 1905.
J. Burns Allen, Philadelphia, February 27, 1905.

Westmoreland County.

R. H. Bellman, New Kensington, February 27, 1905.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor to lie on the table five days, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations:

Which was agreed to,

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of Julian L. Ardrews to be alderman in and for the First ward, city of Bradford, county of McKean to serve until the first Monday in May, 1905, vice Thomas Osborne, deceased.

Wesley A. Toomey, to be alderman in and for the Seventh ward, city of Harrisburg, to serve until the first Monday in May, 1905, vice D. L. Hess, deceased.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland and Zern—43.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of John Kutzki, of Nanticoke, county of Luzerne, to be a notary public for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of confirmation.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland and Zern—43.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of confirmation:

Allegheny County.

J. J. Saint, Pittsburg.

Chester County.

R. Haines Passmore, West Chester.

Columbia County.

S. F. Peacock, Bloomsburg.

Dauphin County.

Mrs. Kate E. Long, Lykens.
David G. Bowman, Harrisburg.

Lackawanna County.

Walter L. Schanz, Scranton.
Harry C. Reynolds, Scranton.
R. Louis Grambs, Scranton.
J. A. Cassese, Scranton.

Luzerne County.

W. L. Raeder, Wilkesbarre.
Matteo Cerod, Hazleton.
F. C. Mozier, Pittston.

Philadelphia County.

Edwin M. Waller, Philadelphia.
Joseph B. Lanning, Philadelphia.
Thos. S. Louderback, Philadelphia.

Venango County.

Judson D. Trax, Oil City.

The following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Miss M. L. Newell, Pittsburg, February 19, 1905.
Pietro Mancuso, Pittsburg, February 27, 1905.
William Henning, Pittsburg, February 27, 1905.

Beaver County.

George R. McPherson, New Brighton, February 27, 1905.
Charles Reeves May, Beaver Falls, February 12, 1905.

Bradford County.

S. N. Blood, Sayre, February 20, 1905.
Charles C. West, Sayre, February 27, 1905.

Cambria County.

John E. Evans, Ebensburg, February 6, 1905.

Dauphin County.

Andrew S. McCreath, Jr., Harrisburg, February 20, 1905.

Erie County.

Lorenz Stachowski, Erie, February 4, 1905.

Fayette County.

William H. Miller, Uniontown, February 20, 1905.

Franklin County.

W. E. McKinstry, Mercersburg, February 21, 1905.

Greene County.

L. W. Sayers, Waynesboro, February 27, 1905.
T. Riley Huffman, Jackson township, February 27, 1905.

Jefferson County.

John M. White, Brookville, February 5, 1905.

Lackawanna County.

J. F. Reynolds, Carbondale, February 27, 1905.

Luzerne County.

John J. Kelley, Hazleton, February 27, 1905.

Lycoming County.

Charles Summer DuBelle, Williamsport, February 27, 1905.

Northampton County.

Robert P. Lentz, Alliance, February 27, 1905.
William H. Horne, South Bethlehem, February 27, 1905.

Northumberland County.

Edwin Paul, Milton, February 27, 1905.

Philadelphia County.

Thomas G. Hawkes, Philadelphia, February 5, 1905.
J. W. Gardiner, Philadelphia, February 5, 1905.
F. H. MacMorris, Philadelphia, February 12, 1905.
Hans Weniger, Philadelphia, February 12, 1905.
Bernard Beerger, Philadelphia, February 26, 1905.

Miss Marion L. Pyle, Philadelphia, February 27, 1905.
Ben T. Welch, Philadelphia, February 27, 1905.
Charles F. Linde, Philadelphia, February 27, 1905.
J. Franklin Moss, Philadelphia, February 27, 1905.
Leo G. Bernheimer, Philadelphia, February 27, 1905.
Franklin B. Brown, Philadelphia, February 27, 1905.
J. Burns Allen, Philadelphia, February 27, 1905.

Westmoreland County.

R. H. Bellman, New Kensington, February 27, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransbach, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—43.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

The Chair laid before the Senate the fifty-eighth annual report of the auditors of the Western Saving Fund Society, of Philadelphia for the year 1904.

Which was laid on the table.

(See official documents.)

The President pro tempore announced the committee to fix a time and arrange a program of exercises in memory of the late United States Senator, Hon. Matthew Stanley Quay, in accordance with the resolution adopted on January 3, as follows: Messrs. White, Fox and Matson.

Mr. Dewalt, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to prohibit the sale or use of certain fire works, fire crackers, pistols, explosive canes and ammunition, and providing penalties for violation thereof."

Reported bill No. 25 with amendments.

Mr. Quail, from the Committee on Public Printing, to which was committed a bill, entitled "An act to create the Department of Public Printing and Binding, to carry out the provisions of section twelve, article three of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor."

On leave given at this time,

On motion of Mr. Quail,

The Senate proceeded to the first reading and consideration of Senate bill No. 26 (House No. 4), entitled "An act to create the Department of Public Printing and Binding, to carry out the provisions of section twelve, article three of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Keyser,

That when the Senate adjourn to-night, it be to meet to-morrow morning at eleven o'clock.

Which was agreed to.

A motion was made by Mr. Keyser,

That the regular order be suspended and the Senate proceed to the consideration of bills on second and first reading.

Which was agreed to.

Whereupon,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 9, entitled "An act amending the seventy-fourth section of an act, entitled 'An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and penalties,' approved the thirty-first day of March, one thousand eight hundred and sixty, by repealing the proviso thereof which prohibits the imposing of sentences to expire between the sixteenth day of November and the fifteenth day of February of any year."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 10, entitled "An act authorizing the judges of the courts of common pleas, oyer and terminer and quarter sessions to determine the number of jurors to be summoned and returned to serve in such courts."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Roberts,

That Senate bill No. 11, on second reading, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds, and song and insectivorous and other wild birds and prescribing penalties for violation of its several provi sions," be recommitted to the Committee on Game and Fisheries.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 12, entitled "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 13, entitled "An act authorizing appeals to orphans' courts from decisions of registers of wills, granting issues devisavit vel non in cases of contested wills."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 14, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas designated court of common pleas number five, and providing for the election and appointment of judges for said court."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 15, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number four, and providing for the election and appointment of judges for said court."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 16, entitled "An act establishing in counties containing a population of from three hundred thousand to one million a board of assessment and revision of taxes for State and county purposes, prescribing their powers and duties, and abolishing the office of ward, borough and township assessors, in so far as respects the assessment of State and county taxes."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 17, entitled "An act to quiet the title of real estate, and to enable citizens of the United States and corporations chartered under the laws of this Commonwealth, and authorized to hold real estate therein, to hold and convey title to real estate which has formerly been held by corporations not authorized by law to hold real estate in Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 19, entitled "An act validating ordinances and other transactions of boroughs in the Commonwealth of Pennsylvania wherein there has occurred a misnomer, omission, informality or irregularity in the corporate name, style and title of such borough."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate bill No. 20, entitled "An act to amend section three of an act, entitled 'An act relating to mutual savings fund, building and loan associations, regulating the mode of charging premiums, bonus or interest in advance of withdrawals, of repayment and collection of loans, also restricting the power to levy excessive fines, and defining the rights and liabilities of married women stockholders, and prescribing the non-application to these associations of the bonus tax and registry laws for corporations,' approved April tenth, one thousand eight hundred and seventy-nine."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Crawford,

That the foregoing Senate bill No. 20 be re-committed to the Committee on Banks and Building and Loan Associations.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate bill No. 21, entitled "An act to amend section thirty-seven of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Crawford,

That the foregoing Senate bill No. 21, be re-committed to the Committee on Banks and Building and Loan Associations.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate bill No. 22, entitled "An act extending thejurisdiction of the courts of this Commonwealth in case of divorce."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading an consideration of Senate bill No. 23, entitled "An act authorizing the Attorney General to retain and employ attorneys to represent the Comonwealth in criminal proceedings in the various courts of oyer and terminer,. general jail delivery, and quarter sessions, if in his opinion the circumstances warrant it, providing for the compensation of such attorneys, and defining their duties and powers."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Fisher,

That the foregoing Senate bill No. 23 be re-committed to the Committee on Judiciary General.

Which was agreed to.

A motion was made by Mr. Keyser,

That Senate bill No. 1, on third reading, entitled "A joint resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centennial Exposition, to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five, in commemoration of the one hundredth anniversary of the exploration of the Oregon country by an expedition planned by President Jefferson, and commanded by Captain Merriweather Lewis and William Clark, and providing for the appointment of a commission, and making an appropriation to defray the expenses of the same," be re-committed to the Committee on Exposition Affairs.

Which was agreed to.

A motion was made by Mr. Brown,

That Senate bill No. 5, on third reading, entitled "An act in reference to the eligibility of road jurors and jurors of view," be recommitted to the Committee on Judiciary General.

Which was agreed to.

A motion was made by Mr. Hill,

That Senate bill No. 7, on third reading, entitled "An act to create the Department of Public Printing and Binding, to carry out the provisions of section twelve, article three of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor," be re-committed to the Committee on Public Printing.

Which was agreed to.

A motion was made by Mr. White,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning at eleven o'clock.

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TUESDAY—January 31, 1905.

The President in the chair.

Mr. Cummings asked and obtained leave of absence for Mr. Stineman for to-day, and for Mr. Matson for the balance of the week.

The Chair laid before the Senate a memorial of the Philadelphia Board of Trade, recommending to the consideration of the Legislature the wisdom and pressing necessity of the enactment of a bill providing for personal registration in cities of this Commonwealth.

Which was referred to the Committee on Elections.

Mr. White, from the Committee on Appropriations, to which was committed a bill, entitled "A joint resolution to provide for the participation by the National Guard of Pennsylvania in the inaugural ceremonies of Theodore Roosevelt, President-elect of the United States, to be held in the city of Washington, D. C., March 4, 1905, and making an appropriation to pay the expenses of a provisional brigade selected for that purpose."

Reported bill No. 27 without amendment.

Mr. Godcharles, from the Committee on Military Affairs, to which was committed a bill, entitled "An act for the appointment and maintenance of a board to be known as the Armory Board

of the State of Pennsylvania, and for the payment of its expenses, and for the erection and maintenance of armories for the use of the National Guard of Pennsylvania throughout the Commonwealth of Pennsylvania, and making an appropriation for the same."

Reported bill No. 28 without amendment.

Mr. Grim, from the Committee on Judiciary General, to which was committed a bill, entitled "An act giving a remedy by bill in equity against the publishers of newspapers for publications affecting individuals, associations, firms or corporations, and alleged to be false in whole or in part."

Reported bill No. 29 without amendment.

Mr. Goehring, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to prevent and punish the wilful damage or injury to the poles, wires and fixtures of telephone lines."

Reported bill No. 30 without amendment.

Mr. Woods (Allegheny), from the same committee, to which was committed a bill, entitled "An act to amend section one of an act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved May sixth, Anno Domini one thousand eight hundred and eighty-seven, so as to include among the persons taking an estate, or any part thereof, to whom the act does not apply, the children of a deceased husband or wife in whom the estate formerly vested."

Reported bill No. 31 without amendment.

Mr. Fisher, from the same committee, to which was committed a bill, entitled "An act to prevent and punish the stealing of wire forming part of a line for the transmission of electricity."

Reported bill No. 32 without amendment.

Mr. Cumings, from the Committee on Judiciary General, to which was committed a bill, entitled "An act authorizing the acquisition and maintenance by the Commonwealth of Pennsylvania in conjunction with the States of New York and New Jersey of toll bridges across the Delaware River and providing for free travel across the same."

Reported bill No. 33 with amendment.

Mr. Woods (Westmoreland), from the committee on Exposition Affairs to which was re-committed a bill, entitled "A joint resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centennial Exposition to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five, in commemoration of the one hundredth anniversary of the exploration of the Oregon country by an expedition planned by President Jefferson and commanded by Captain Meriwether Lewis and William

Clark, and providing for the appointment of a commission and making an appropriation to defray the expenses of the same.

Re-reported bill No. 1 with amendment.

Mr. Sisson from the Committee on Judiciary General, to which was committed a bill, entitled "An act to exempt from payment of collateral inheritance tax bequests and devises for the building or erection of churches for public use."

Reported bill No. 34 with amendment.

Mr. McPherson from the committee on Judiciary General to which was committed a bill, entitled "An act for the prevention of idiocy."

Reported bill No. 35 without amendment.

Mr. Brown from the committee on Judiciary General to which was committed a bill, entitled "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate, needed for the use of State normal schools,' approved tenth July, one thousand nine hundred and one, and extending it to the condemnation of servitudes, easements of way, and streets and alleys, opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or control, and close the same, or portion thereof, and providing for the payment of costs on appeal."

Reported bill No. 36 with amendment.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act to prohibit the adulteration of articles of food and drink, prohibiting the sale or possession of adulterated articles of food or drink, making the same a misdeameanor and providing penalties and methods of procedure for the enforcement thereof."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Shepard read in his place and presented to the Chair a bill, entitled "An act making an appropriation to Rush Hospital for Consumption and Allied Diseases, at Philadelphia."

He, also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Philadelphia Home for Incurables."

Which were committed to the Committee on Appropriations.

He, also read in his place and presented to the chair a bill, entitled "An act to amend an act, entitled 'An act relating to husband and wife who are the parents of minor children, enlarging and extending the power, control and authority of the mother over their minor children, under certain circumstances,' approved the

twenty-sixth day of June, Anno Domini, one thousand eight hundred and ninety-five."

Which was committed to the Committee on Judiciary General.

Mr. Vare read in his place and presented to the Chair a bill, entitled "An act making an appropriation to Saint Agnes' Hospital, of Philadelphia, Pa."

Which was committed to the Committee on Appropriations.

Mr. Irvin read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the Cottage State Hospital, of Philipsburg, Pennsylvania."

Which were committed to the Committee on Appropriations.

Mr. Sisson read in his place and presented to the Chair a bill, entitled "An act to provide for an additional law judge of the several courts of the Sixth Judicial District."

Which was committed to the Committee on Judiciary Apportionment.

Mr. Heidelbaugh read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the erection of a home or school for indigent orphans to be called the Thaddeus Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary and manual training, the elements of farming and other requisite branches."

Which were committed to the Committee on Appropriations.

Mr. Danner read in his place and presented to the Chair a bill, entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven, of act of twenty-sixth of April, one thousand eight hundred and fifty-five, validating the same, for the period of two years and authorizing amendments to said charters containing the provisions of said section seven of an act of twenty-sixth of April, Anno Domini, one thousand eight hundred and fifty-five.

Which was committed to the Committee on Judiciary General.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 3, entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefited thereby, authorizing the township commissioners to create sewer districts to apportion the cost of sewer construction among the same and to prescribe the manner in which the charges shall be assessed on properties and municipal liens filed for the same or to assess an annual tax for payment of such cost."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irwin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Wilbert, Woods (Westmoreland) and Sproul, President Pro Tem.—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 4, entitled "An act to provide for the retirement of judges of courts of record in this Commonwealth who have served as such judge for twenty-five successive years and have attained the age of seventy years and for the payment of such retired judges and for the filling of vacancies caused by said retirement."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Keyser, Manbeck, McNichol, Miller, Quail, Roberts, Shepard, Sisson, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland, Zern and Sproul, President Pro Tem.—33.

NAYS.

Messrs. Calpin, Danner, Grim, Herbst, Hill, Irwin, McPherson and Stewart—8.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 9, entitled "An act amending the seventy-fourth section of an act, entitled 'An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and penalties,' approved the thirty-first day of March, one thousand eight hundred and sixty by repealing the proviso thereof, which prohibits the imposing of sentences to expire between the sixteenth day of November and the fifteenth of February of any year."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irwin, Keyser, Manbeck, McNichol, McPherson, Miller, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul—President Pro Tem.—36.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 10, entitled "An act authorizing the judges of the courts of common pleas, oyer and terminer and quarter sessions to determine the number of jurors to be summoned and returned to serve in such courts."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irwin, Keyser, Manbeck, McNichol, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 12, entitled "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irwin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President Pro Tem—39.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 13, entitled "An act authorizing appeals to orphans' courts from decisions of registers of wills granting issues devisavit vel non in cases of contested wills."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tem—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 14, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number five, and providing for the election and appointment of judges for said court."

And said bill having been read at length the third time,

On the question,

Shall the bill pass finally?

A motion was made by Mr. Fisher,

That the question, together with the further consideration of said bill, be postponed for the present.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 16, entitled "An act establishing in counties containing a population of from three hundred thousand to one million a board for assessment and revision of taxes for State and county purposes, prescribing their powers and duties, and abolishing the office of ward, borough and township assessors in so far as respects the assessment of State and county taxes."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Geberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—38.

NAYS.

None.

A majority of all the Senators having voted "aye" the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 17, entitled "An act to quiet the title of real estate, and to enable citizens of the United States and corporations chartered under the laws of this Commonwealth, and authorized to hold real estate therein, to hold and convey title to real estate which has formerly been held by corporations not authorized by law, to hold real estate in Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tem.—35.

NAYS.

None.

A majority of all the Senators having voted "aye" the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 19, entitled "An act validating ordinances and other transactions of boroughs in the Commonwealth of Pennsylvania wherein there has occurred a misnomer, omission, informality or irregularity in the corporate name, style and title of such borough."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Herbst, Hill, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Zern and Sproul, President pro tem.—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 22, entitled "An act extending the jurisdiction of the courts of this Commonwealth in case of divorce."

And said bill having been read at length the second time and agreed to,

Ordred, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 26 (House No. 4), entitled "An act to create the Department of Public Printing and Binding to carry out the provisions of section twelve, article three, of the Constitution, in relation to the public printing and binding and the supply of paper and other materials therefor."

And said bill having been read at length the second time and agreed to,

Ordred, To be transcribed for a third reading.

On motion of Mr. Crawford,

The Senate resumed the third reading and consideration of Senate bill No. 14, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number five, and providing for the election and appointment of judges for said court."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, McNichol, McPherson, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White,

Wilbert, Woods (Allegheny), Zern and Sproul, President pro tem.—32.

NAYS.

Messrs. Calpin, Cochran, Danner, Dewalt, Grim, Hall, Herbst, Hill—8.

A majority of all the Senators having voted "aye" the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On motion of Mr. Crawford,

The Senate resumed the third reading and consideration of Senate bill No. 15, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number four, and providing for the election and appointment of judges for said court."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Fisher, Fox, Gerberich, Goehring, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, McNichol, McPherson, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Sproul, President pro tem.—31.

NAYS.

Messrs. Calpin, Cochran, Danner, Dewalt, Grim, Hall, Herbst, Hill and Zern—9.

A majority of all the Senators having voted "aye" the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

A motion was made by Mr. Keyser,

That when the Senate adjourn to-day, it be to meet to-morrow morning at eleven o'clock.

Which was agreed to.

On leave given at this time,

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "A supplement to an act providing for the election of county surveyors, approved the ninth day of April, Anno Domini one thousand eight hundred and fifty."

Which was committed to the Committee on Judiciary General.

On leave given at this time,

Mr. Crawford, read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Western University of Pennsylvania."

Which was committed to the Committee on Appropriations.

On leave given at this time,

Mr. McNichol, from the Committee on Judiciary General, to which was committed a bill, entitled "An act entitled an act to provide for the support out of the county treasury of the sick and injured poor when under treatment in hospitals in cities and boroughs."

Reported bill No. 37 without amendment.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 24, entitled "An act requiring the county commissioners in any county of this Commonwealth having a population of less than five hundred thousand before making contracts for the erection of buildings or bridges or the alteration or repairing of the same to advertise for bidders."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 25, entitled "An act to prohibit the sale or use of certain fireworks, fire crackers, pistols, explosive canes and ammunition, and providing penalties for violations thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

The Clerk of the House of Representatives being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the State Senate,
January 25, 1905.

Resolved (if the House of Representatives concur), That three thousand (3,000 copies), copies of Senate bill No. 11, commonly known as the Game bill, one thousand (1,000) for the use of the Sen-

ate and two thousand (2,000) for the use of the House, be and the same are hereby directed to be printed.

The Private Secretary of the Governor being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 31, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Gallagher, to be magistrate of court number ten, in and for the city of Philadelphia, county of Philadelphia, to serve until the first Monday in April, 1905, vice Thomas W. Cunningham, resigned.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 30, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Examiners, whose duty it shall be to inquire into the character and qualifications of candidates for the office of Inspector of Mines, under the provisions of an act of the General Assembly of the Commonwealth of Pennsylvania, approved May fifteenth, Anno Domini one thousand eight hundred and ninety-three, Pamphlet Laws 52, for the term of four years, to compute from the first day of March, A. D. 1905:

George S. Baton, M. E., Pittsburg.
George Wheyl, M. E., Uniontown.
John Donaldson, miner, New Alexandria.
James Delves, miner, Muncy Station.
Edward Hughes, miner, Rimersburg.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 31, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate

the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Miss Elizabeth T. Russell, Pittsburg, January 31, 1905.
Smith W. Hill, Hays, February 5, 1905.
William G. Walter, Pittsburg, February 5, 1905.

Berks County.

Elmer W. Deck, Reading, February 27, 1905.

Blair County.

John T. Criswell, Bellwood, February 27, 1905.

Lawrence County.

David N. Keast, New Castle, January 31, 1905.

Lehigh County.

Miss Ella M. Snyder, Allentown, January 31, 1905.

Montgomery County.

Miss Leila Jenkins, Norristown, February 27, 1905.

Philadelphia County.

Chas. I. Cronin, Philadelphia, January 31, 1905.
Harry R. Nathanson, Philadelphia, February 27, 1905.
Rodman L. Betts, Philadelphia, February 27, 1905.
David E. Simon, Philadelphia, February 27, 1905.

Schuylkill County.

Mrs. Kate Blitz, Girardville, February 6, 1905.

Warren County.

Curtis M. Shawkey, Warren, January 31, 1905.

Westmoreland County.

J. S. Strawn, Avonmore, January 31, 1905.

York County.

Joseph Milligan, Wellsville, February 20, 1905.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor to lie on the table five days, be dispensed with, and the Senate do

now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made

That the Senate do advise and consent to the nomination of the following named gentlemen to be members of the Board of Examiners, whose duty it shall be to inquire into the character and qualifications of candidates for the office of Inspector of Mines, under the provisions of an act of the General Assembly of the Commonwealth of Pennsylvania, approved May 15, Anno Domini 1893, P. L. 52, for the term of four years, to compute from the first day of March, Anno Domini 1905

George S. Baton, M. E., Pittsburg.
George Wheyl, M. E., Uniontown.
John W. Donaldson, miner, New Alexandria.
James Delves, miner, Muncy Station.
Edward Hughes, miner, Rimersburg.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS.

Messrs. Bolard, Browin, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—41.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of William Gallagher to be magistrate of court number ten in and for the city of Philadelphia, county of Philadelphia, to serve until the first Monday in April, 1905, vice Thomas W. Cunningham, resigned.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS.

Messrs. Bolard, Browin, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—41.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their nmes, respectively:

Allegheny County.

Miss Elizabeth T. Russell, Pittsburg, January 31, 1905.
Smith W. Hill, Hays, February 5, 1905.
William G. Walter, Pittsburg, February 5, 1905.

Berks County.

Elmer W. Deck, Reading, February 27, 1905.

Blair County.

John T. Criswell, Bellwood, February 27, 1905.

Lawrence County.

David N. Keast, New Castle, January 31, 1905.

Lehigh County.

Miss Ella M. Snyder, Allentown, January 31, 1905.

Montgomery County.

Miss Leila Jenkins, Norristown, February 27, 1905.

Philadelphia County.

Chas. I. Cronin, Philadelphia, January 31, 1905.
Harry R. Nathanson, Philadelphia, February 27, 1905.
Rodman L. Betts, Philadelphia, February 27, 1905.
David E. Simon, Philadelphia, February 27, 1905.

Schuylkill County.

Mrs. Kate Blitz, Girardville, February 6, 1905.

Warren County.

Curtis M. Shawkey, Warren, January 31, 1905.

Westmoreland County.

J. S. Strawn, Avonmore, January 31, 1905.

York County.

Joseph Milligan, Wellsville, February 20, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion,

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS.

Messrs. Bolard, Browin, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—41.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Brown,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until to-morrow morning at eleven o'clock.

WEDNESDAY—February 1, 1905.

The President in the chair.

Mr. Herbst asked and obtained leave of absence for Mr. Zern for to-day.

On leave given at this time,

On motion of Mr. Keyser,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That when the Senate adjourn to-day, that it be to meet on Monday, February 6, 1905, at nine o'clock P. M.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On leave given at this time,

A motion was made by Mr. Quail,

That Senate bill No. 26 (House No. 4), on third reading, entitled "An act to create the Department of Public Printing and Binding to carry out the provisions of section twelve, article three of the Constitution, in relation to the public printing and binding and the supply of paper and other materials therefor," be re-committed to the Committee on Public Printing.

Which was agreed to.

Mr. Brown, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend the first section of an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia, and defining the powers and duties of the same.'"

Reported bill No. 38 with amendment.

Mr. Shepard, from the same committee, to which was committed a bill, entitled "An act providing for and defining the rights, remedies, duties and liabilities of purchasers of real estate at judicial sales, and of their grantees, heirs and devises, and of the persons then in possession thereof."

Reported bill No. 39 without amendment.

He also, from the Committee on Judicial Apportionment, to which was committed a bill, entitled "An act to provide for an

additional law judge of the several courts of the Sixth Judicial District."

Reported bill No. 40 with amendment.

Mr. Goehring, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend the final clause of section three of an act, entitled 'An act to establish an intermediate court of appeals, regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts, providing for the reports of its decisions, the compensation of the judges and other officers, and the practice and costs on appeals from its judgments,' approved the twenty-fourth day of June, eighteen hundred and ninety-five, providing for the furnishing of stationery, blank-books, printing and supplies for the said Superior Court."

Reported bill No. 43 without amendment.

Mr. Fox, from the same committee, to which was committed a bill, entitled "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use, and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass, of the time and place of the appointment of viewers, reviewers, and re-reviewers to lay out the same, and of the time and place of their meeting."

Reported bill No. 44 without amendment.

Mr. Roberts, from the Committee on Education, to which was commited a bill, entitled "An act permitting children residing in school districts in which no public high school is maintained to attend a high school in some other district located near their homes, and providing for the payment of cost of tuition and school books."

Reported bill No. 45 without amendment.

Mr. Dewalt, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend an act, entitled 'An act relating to husband and wife who are the parents of minor children, enlarging and extending the power, control and authority of the mother over their minor children under certain circumstances,' approved the twenty-sixth day of June, one thousand eight hundred and ninety-five."

Reported bill No. 41 without amendment.

Mr. Thomas, from the Committee on Public Printing, to which was re-committed House bill No. 4, entitled "An act to create the Department of Public Printing to carry out the provisions of section twelve article three of the Constitution in relation to the

public printing and binding, and the supply of paper and other materials therefor."

Re-reported bill No. 26 with amendment.

Mr. Woods (Westmoreland), from the Committee on Judiciary General, to which was committed a bill, entitled "An act relating to church charters which have been granted, without incorporating the provisions of section seven of act of twenty-sixth of April, one thousand eight hundred and fifty-five, validating the same for the period of two years, and authorizing amendments to said charters containing the provisions of said section seven of act of twenty-sixth of April, one thousand eight hundred and fifty-five."

Reported bill No. 42 without amendment.

Mr. Herbst, from the Committee on Education, to which was committed a bill, entitled "A further supplement to an act of Assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-five,' authorizing the board of school directors in any school district to sell and convey any real estate, buildings, property, the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of Assembly, whenever such real estate, buildings and property shall have become useless to such school districts by reason of dilapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming any sales of such property heretofore made on account of and for similar reasons, provided no litigation or question of titles now pending or undetermined shall be affected hereby."

Reported bill No. 46 without amendment.

Mr. Cumings, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

Reported bill No. 47 without amendment.

Mr. Sisson, from the Committee on Game and Fisheries, to which was re-committed a bill, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds, and song and insectiverous and other wild birds, and prescribing penalties for violation of its several provisions."

Re-reported bill No. 11 with amendment.

The Clerk of the House being introduced, presented the following extract from the Journal of the House, which was read as follows, viz:

In the House of Representatives,
February 1, 1905.

Resolved (if the Senate concur), That concurrent resolution of the Senate and House of Representatives authorizing the Secretary of Internal Affairs to publish through the State Printer an additional edition of railway maps of Pennsylvania for 1904, be recalled from the Governor for the purpose of amendment.

The foregoing resolution having been twice read, considered and concurred in,

Ordered, That the Clerk inform the House of Representatives accordingly.

Mr. Grim read in his place and presented to the Chair a bill, entitled "An act to establish a board of registration in every ward, election district or precinct in all cities within the Commonwealth of Pennsylvania, and to regulate the nomination, election and defining the duties of such boards, also defining the duties of electors for the purpose of being registered, also requiring certificates of registration to be produced by voters for the purpose of voting, and the payment of poll taxes and punishing violations thereof."

Which was committed to the Committee on Elections.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act to authorize the purchase of historical works, relative to the services of Pennsylvania Volunteers during the late Civil War."

Which was committed to the Committee on Appropriations.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act providing that the district attorneys in all counties whose population does not exceed one hundred and fifty thousand shall be paid a salary, which salary shall be in lieu of all fees, and in full compensation for their services, and providing for the appointment of assistant district attorneys in said counties, and for the compensation of the same, and providing that the fees heretofore allowed the district attorneys upon indictment shall remain in amount as heretofore, but shall hereafter be as part of the costs for the use and benefit of the proper county."

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Sylvan Heights Home for Orphan Girls, in the city of Harrisburg."

Which was committed to the Committee on Appropriation.

Mr. Sisson read in his place and presented to the Chair a bill, entitled "An act to organize the board of trustees of the Pennsylvania State College."

Which was committed to the Committee on Education.

Mr. Shepard read in his place and presented to the Chair a bill, entitled "An act to provide for a deposit of ten dollars for counsel fee for each garnishee mentioned in a writ of attachment execution before such writ shall issue."

Which was committed to the Committee on Judiciary Special.

He, also read in his place and presented to the Chair a bill, entitled "An act requiring the certification of a certified Public Accountant of the State of Pennsylvania, as to the correctness of any statement issued by any corporation for public information or for purposes of taxation, and to provide a punishment for violation of this act."

Which was committed to the Committee on Judiciary Special.

Mr. Wilbert read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Pittsburg & Allegheny Free Kintergarten Association."

Which was committed to the Committee on Appropriations.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act providing that where a husband and wife are resident in different counties within this Commonwealth, and a cause of divorce shall arise, the injured party may institute and prosecute proceedings in divorce in either county."

Which was committed to the Committee on Judiciary General.

He, also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to erect a tablet with the names of the soldiers of the Revolution, the war of 1812 and 1846, at Middle Springs, Cumberland county, Pennsylvania."

Mr. Phillips read in his place and presented to the Chair a bill, entitled "An act providing for the erection of a monument and memorial tablets on the Fredericksburg battlefield, for certain Pennsylvania regiments that participated in the charge of Maryes' Heights, December thirteenth, one thousand eight hundred and sixty-two, and making appropriation therefor."

Which were committed to the Committee on Appropriations.

Mr. Irvin read in his place and presented to the Chair a bill, entitled "A further supplement to an act, entitled 'An act to accept the grant of public lands by the United States for the endowment of Agricultural Colleges,' approved April first, one thousand eight hundred and sixty-three, and making appropriations for carrying the same into effect."

Which was committed to the Committee on Appropriations.

Mr. Sproul read in his place and presented to the Chair a bill,

entitled "An act relating to the recording of deeds, mortgages and other instruments, providing that the same shall take effect only from the time of record, regulating the duties of the recorder, and repealing inconsistent acts."

Which was committed to the Committee on Judiciary General.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act making an appropriation to St. John's General Hospital, of Allegheny City."

Which was committed to the Committee on Appropriations.

Mr. Fisher read in his place and presented to the Chair a bill entitled "An act to validate certain judgments and titles to real estate notwithstanding a failure to comply with all the requirements of the tenth clause of section one, of an act approved the ninth day of July, Anno Domini, one thousand nine hundred and one, entitled 'An act relating to the service of certain process in action at law and the effect thereof, and providing who shall be made parties to certain writs.

Which was committed to the Committee on Judiciary General.

He, also read in his place and presented to the Chair a bill, entitled "An act to provide for the election of school directors in the several boroughs of this Commonwealth, which are divided into wards by wards."

Which was committed to the Committee on Education.

He, also read in his place and presented to the Chair a bill, entitled "An act constituting a commission for the revision of the laws now in force, relative to corporations in this Commonwealth, authorizing the appointment of commissioners and the payment of their salaries and the defraying of the expenses of the commission, and defining the duties of the commission."

Which was committed to the Committee on Judiciary General.

Mr. Hill read in his place and presented to the Chair a bill, entitled "An act entitled a supplement to an act of the General Assemly, entitled 'An act to confer upon the several courts of common pleas of this Commonwealth jurisdiction of a court of equity in all cases of dower and partition, and prescribing the method of procedure,' approved July seventh, Anno Domini, one thousand eight hundred and eighty-five.

Which was committed to the Committee on Judiciary General.

By request of Mr. Catlin, Mr. Brown read in his place and presented to the Chair a bill, entitled "An act fixing the time when school taxes shall be levied by school boards of the several school districts in cities of the third class."

Which was committed to the Committee on Education.

By request of Mr. Catlin, he, also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Mercy Hospital at Wilkes-Barre."

By request of Mr. McNichol, he also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Wills Eye Hospital, of Philadelphia."

Which were committed to the Committee on Appropriations.

He, also read in his place and presented to the Chair a bill, entitled "An act to repeal sections two and three of an act, entitled 'An act to prohibit the adulteration of food, and providing for the enforcement thereof."

Which was committed to the Committee on Public Health and Sanitation.

He, also read in his place and presented to the Chair a bill, entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale or having in possession with intent to sell as fresh, any meat, poultry, game, fish or shell-fish which contains any substance or article possessing a preservative or coloring character or action, making the same a misdemeanor and to prescribe penalties and punishments for violations, and the means and the methods of procedure for the enforcement thereof."

Which was committed to the Committee on Public Health and Sanitation.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill. No. 1, entitled "A joint resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centenial Exposition to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five in commemoration of the one hundredth anniversity of the exploration of the Oregon country by an expedition planned by President Jefferson and commanded by Captain Meriwether Lewis and William Clark and providing for the appointment of a commission and making an appropriation to defray the expenses of the same."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, White, Wilbert, Woods (Allegheny), Woods (Westmoreland)—36.

NAYS.

Mr. Herbst—1.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 8, entitled "An act to amend paragraph sixteen of section one of an act, entitled 'An act to regulate the publication, binding and distribution of the public documents of this Commonwealth,' approved the second day of May, Anno Domini, one thousand eight hundred and ninety-nine."

And said bill having ben read at length the third time,

On the question,

Will the Senate agree to the bill?

A motion was made by Mr. Thomas.

That the question, together with the further consideration of said bill, be indefinitely postponed.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 22, entitled "An act extending the jurisdiction of the courts of this Commonwealth in case of divorce."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

A motion was made by Mr. Godcharles.

That the question, together with the further consideration of said bill, be postponed for the present.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 26 (House No. 4), entitled "An act to create the Department of Public Printing and Binding to carry out the provisions of Section twelve, Article three, of the Constitution in relation to the public printing and binding and the supply of paper and other materials thereof."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having ben printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gansback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McNees, McPherson, Phillips, Quail, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—38.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 24, entitled "An act requiring the county commissioners in any county of this Commonwealth having a population of less than five hundred thousand before making contracts for the erection of buildings or bridges or the alteration or repairing of the same to advertise for bidders."

On the question,

Will the Senate agree to the first section?

A motion was made by Mr. White,

To amend the same by inserting after the word "thereto," at the beginning of line eight the words "or the purchase of any furniture, wooden or metallic, or of any supplies"; by striking out the word "or" in the same line; by inserting after the word "repairs" in the same line the words "or purchase of furniture or supplies the estimated cost of which"; by striking out the word "cost" in the same line and inserting in lieu thereof the word "be"; by inserting after the word "than" at the beginning of line nine the words "five hundred and in case of repairs"; by striking out the word "four" in line twelve and inserting in lieu thereof the word "three"; by inserting after the word "specifications" at the beginning of line fourteen the words "a copy of"; by striking out the word "four" where it occurs in line sixteen and inserting in lieu thereof the word "three," and by inserting after the word "lowest" where it occurs in line nineteen the words "and best."

Which was agreed to.

The section as amended was then agreed to.

The second and third sections were then separately considered and agreed to.

On the question,

Will the Senate agree to the fourth section?

A motion was made by Mr. White,

To amend the same by striking out the word "two" in the last line and inserting in lieu thereof the word "one."

Which was agreed to.

The section as amended was then agreed to.

The remaining section of the bill was then agreed to.

On the question,

Will the Senate agree to the title?

A motion was made by Mr. White,

To amend the same by inserting after the word 'same" in the last line the words "or the purchase of furniture or supplies."

Which was agreed to.

The title as amended was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 25, entitled "An act to prohibit the sale or use of certain fireworks, fire crackers, pistols, explosive canes and ammunition, and providing penalties for violations thereof."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 27, entitled "A joint resolution to provide for the participation by the National Guard of Pennsylvania in the inaugural ceremonies of Theodore Roosevelt, President-elect of the United States, to be held in the city of Washington, District of Columbia, March fourth, one thousand nine hundred and five, and making an appropriation to pay the expenses of a provisional brigade selected for that purpose."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 28, entitled "An act for the appointment and maintenance of a board to be known as the Armory Board of the State of Pennsylvania and for the payment of its expenses and for the erection and maintenance of armories for the use of the National Guard of Pennsylvania throughout the Commonwealth of Pennsylvania, and making an appropriation for the same."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 29, entitled "An act giving a remedy by bill of equity against the publishers of newspapers for publications affecting individuals, associations, firms or corporations and alleged to be false in whole or in part."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 30, entitled "An act to prevent and punish the willful damage or injury to the poles, wires and fixtures of telephone lines."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 31, entitled "An act to amend section one of an act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved May sixth, Anno Domini one thousand eight hundred and eighty-seven, so as to include among the person taking an estate or any part thereof to whom the act does not apply the children of a deceased husband or wife in whom the estate formerly vested."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 32, entitled "An act to prevent and punish the stealing of wire forming a part of a line for the transmission of electricity."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 33, entitled "An act authorizing the acquisition and maintenance by the Commonwealth of Pennsylvania in conjunction with the States of New York and New Jersey of toll bridges across the Delaware river, and providing for free travel across the Delaware river, and providing for free travel across the same."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 34, entitled "An act to exempt from payment of collateral inheritance tax bequests and devises for the building or erection of churches for public use."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 35, entitled "An act for the prevention of idiocy."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 36, entitled "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate needed for the use of State Normal Schools,' approved tenth July, one thousand nine hundred and one, and extending it to the condemnation of servitudes, easements of way and streets and alleys opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or control, and close the same or portion thereof, and providing for the payment of costs on appeal."

And said bill having been read at length for the first time,

Ordered, To be laid for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 37, entitled "An act entitled 'An act to provide for the support out of the county treasury of the sick and injured poor, when under treatment in hospitals in cities and boroughs.

And said bill having been read at length the second time.

Ordered, To be transcribed for a third reading.

The Private Secretary of the Governor being introduced, presented several communications, in writing, from His Excellency, which were read as follows:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 31, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1905:

Winters D. Hamaker, Meadville.
M. P. Dickeson, Glen Riddle.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 31, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Homeopathic Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1905:

Joseph C. Guernsey, Philadelphia.
Edward Cranch, Erie.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, January 31, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Eclectic Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1905:

William Rauch, Johnstown.
J. M. Louther, Somerset.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 1, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the follownamed persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Miss Augusta M. Gunning, Pittsburg, Feb. 1, 1905.
William L. Church, Pittsburg, Feb. 1, 1905.

Butler County.

Frank Kohler, Butler, Feb. 12, 1905.
William Humphreys, Portersville, Feb. 14, 1905.

Lancaster County.

A. G. Hamaker, Manheim, Feb. 19, 1905.
Charles F. Hager, Lancaster, Feb. 27, 1905.

Lehigh County.

John Fisher, Catasauqua, Feb. 27, 1905.

Lycoming County.

William R. Peoples, Jersey Shore, Feb. 27, 1905.

Montgomery County.

Geo K. Brecht, Norristown, Feb. 12, 1905.

Philadelphia County.

Walter F. Off, Philadelphia, Feb. 1, 1905.
Morton Z. Paul, Philadelphia, Feb. 20, 1905.
Wm. Parker Siegert, Philadelphia, Feb. 21, 1905.
Miss Annetta Smith, Philadelphia, Feb. 27, 1905.

York County.

Jas. J. Logan, York, Feb. 1, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to transmit herewith proceedings of the Electoral College of Pennsylvania, held in Harrisburg, January 9, 1905.

SAML. W. PENNYPACKER.

Journal of the Electoral College of Pennsylvania.

PRESIDENTIAL ELECTORS, 1905.

At Large—Robert Pitcairn, Ellsworth street and Amberson avenue, East End, Pittsburg.

At Large—Levi G. McCauley, 22 W. Chestnut street, West Chester.

First District—George J. Elliott, 4005 Woodland Avenue, Philadelphia.

Second District—Joseph B. McCall, 4201 Walnut Street, Philadelphia.

Third District—Robert C. H. Brock, 1612 Walnut street, Philadelphia.

Fourth District—John E. Reyburn, 1822 Spring Garden street, Philadelphia.

Fifth District—Kennedy Crossan, Elberton avenue, corner Solly avenue, Fox Chase, Philadelphia.

Sixth District—Edward W. Patton, 3312 Chestnut street, Philadelphia.

Seventh District—John Taylor, Wolfenden, Cardington.

Eighth District—Joseph Bosler, Ogontz.

Nineth District—James D. Landis, 41 N. Queen street, Lancaster.

Tenth District—Frederick W. Fleitz, 711 Madison avenue, Scranton.

Eleventh District—Frederick C. Johnson, 22 W. Union street, Wilkes-Barre.

Twelfth District—Walter J. Whitehouse, 212 Fairview street, Pottsville.

Thirteenth District—Charles D. Werley, Topton.

Fourteenth District—John H. Brown, Cedar Ledge, Bradford county.

Fifteenth District—Edward G. Schieffelin, Wellsboro.

Sixteenth District—William C. McConnell, 157 E. Sunbury street, Shamokin.

Seventeenth District—W. Scott Alexander, McConnellsburg.

Eighteenth District—John Hays, 231 N. Hanover street, Carlisle.

Nineteenth District—William Lauder, Riddlesburg.

Twentieth District—George L. Deardorff, York Springs.

Twenty-first District—James Orlando Brookbank, Second street, Driftwood.

Twenty-second District—John H. Negley, 124 W. Wayne street, Butler.

Twenty-third District—Isaiah Good, Patriot Street, Somerset.

Twenty-fourth District—Wm. S. Parker, Washington.

Twenty-fifth District—John C. Sturgeon, 345 W. Seventh street, Erie.

Twenty-sixth District—Archibald Johnston, 120 Church street, Bethlehem.

Twenty-seventh District—J. Frank Graff, Worthington.

Twenty-eighth District—J. C. Millin, 302 N. Broad street, Ridgway.

Twenty-eighth District—Charles W. Dahlinger, corner California and Wheeler avenues, Allegheny.

Thirtieth District—Albert P. Burchfield, 401 S. Negley avenue, Pittsburg.

Thirty-first District—J. Welfred Holmes, 436 Fourth avenue, Pittsburg.

Thirty-second District—William McConway, 220 Lexington avenue, Pittsburg.

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## JOURNAL.

State Capitol,
Harrisburg, Pa., January 9, 1905.

The Electoral College of Pennsylvania convened at twelve o'clock M. to-day (in the Senate Chamber), Harrisburg, agreeably to the

Constitution and laws of the United States and of the Commonwealth of Pennsylvania.

Honorable Levi G. McCauley called the College to order and moved that Honorable Robert Pitcairn be chosen President of the College.

This motion was properly seconded and unanimously agreed to.

Whereupon,

Mr. Pitcairn was conducted to the chair, when he addressed the College as follows:

Gentlemen of the Electoral College of Pennsylvania:

It is needless to say how much I appreciate the honor, the dignity of being a member of the Electoral College of Pennsylvania, or how greatly I appreciate the compliment of being elected its President.

Authorized by the Constitution and laws of our country, we meet to-day to consumate in a legal way the will of the majority of the sovereign people of Pennsylvania as expressed by the election held on November eight last.

All that the nominee of the Republican party asked in presenting his claims for the suffrage of the American people was, as a citizen, a square deal, and as a candidate, a thoughtful review of the acts of his administration. The sovereign people of this great country, considered his claims, and gave their verdict in a manner that could not be misunderstood.

The Republican nominees for President and Vice-President, and the policy of their party being approved by an overwhelming majority, which our great Commonwealth led with a vote that has never been equalled in its history, on this Electoral College is placed the pleasant duty of performing legally the trust confided to it by the people with what may be conservatively termed some indication of their desires in that connection.

The duties of this College while honorable and important are in this case formal and prescribed.

Again thankinig you for the great honor conferred on me personally, I declare the Electorial College of Pennsylvania ready for the transaction of business.

Honorable Edward W. Patton offered the following resolution, which was unanimously agreed to:

Resolved, That the following constitute the officers of this College:

Secretaries—Lewis E. Beitler, George D. Thorn, James C. Deininger.

Reading Clerk—W. Harry Baker.

Stenographer—Charles E. Fritcher.

Sergeant-at-Arms—Thomas McDowell Jones.

Doorkeepers—Joseph F. Ripley, Frank Eyre.

Messenger—Thomas J. Lynch.

Page—Harry A. Plum.

Rev. Dr. J. Ritchey Smith, of Harrisburg, upon invitation, opened the College with prayer, as follows:

Thou alone are great, O God, and there is none beside Thee.

We praise Thee, we bless Thee, we magnify Thee, we acknowledge Thee to be the Lord. We give Thee humble and hearty thanks for Thy great goodness to us and to all men. We adore

Thee as the God of Nature, by whose wisdom and whose power all things are created and sustained. We adore Thee as the God of Providence, in whose hand lies the destiny of nations and of men. We bless Thee for the favor Thou hast shown the people of this fair land throughout their history, for the goodness and loving kindness that have followed use through the century that is past, and we pray Thee that we may continue to enjoy the Divine favor; that Thy loving-kindness may be our portion; that prosperity and plenty and peace may be ours at the hand of God.

We pray Thy blessing upon these, Thy servants, who have come together from all parts of this great Commonwealth, that they may give force and effect to the voice of the people in their choice of a Chief Magistrate. We pray that in their business, in all their interests and relations, they may enjoy the favor of our God. May they be richly blessed in those things that pertain to the spirit, and be brought at last to Thy Heavenly Kingdom.

We pray thy blessing upon thy sercant called to the high position of President of the United States by the voice of the people, upon the Vice-President of the United States, upon the Cabinet, and upon the Houses of Congress; the Lord grant to them all wisdom and grace to perform those things which shall be for the public welfare. Grant a blessing upon the Governor of this State, and upon the Houses of Assembly; upon the Mayor of our city, and our magistrates of every name and degree. Make them men of truth, honor and righteousness; men who seek to do the will of God, and to promote the welfare of the people over whom Thou hast called them to preside.

We pray Thy blessing upon the people of the Commonwealth. Grant that industry, intelligence and righteousness may prevail among them, and that being a people that know and acknowledge and serve the Lord God, they may enjoy in ever increasing measure that Divine favor which alone can make a people rich.

Let Thy blessing rest upon these Thy servants in the discharge of the present duty, and when that duty is performed bring them to their homes in peace, and give them of Thy favor and blessing abundantly; and bring us all at last into Thy Heavenly Kingdom: For Thy name's sake. Amen.

Honorable John E. Reyburn offered the following resolution, which was seconded by Honorable George L. Deardorff, considered and agreed to, viz:

Resolved, That a committee of three be appointed to wait upon the Governor, and inform him that the Electoral College of Pennsylvania is now in session and ready to receive any communication he may have to make, and also to invite him to a seat in the College.

Whereupon,

The President appointed Honorable John E. Reyburn, Honorable George L. Deardorff, and Honorable William McConway as said committee.

Honorable John E. Reyburn, of the committee to wait upon His Excellency the Governor, reported that they waited upon His Excellency, and that he was under their escort.

The Governor upon being introduced was invited to sit with the President.

Whereupon, he addressed the College as follows:

GOVERNOR PENNYPACKER.

Gentlemen of the Electoral College:

It would seem that the Governor of this Commonwealth has no place at this meeting, but I am informed that it has been the custom for a long while for the Governors to appear among you on these occasions and to extend a few words of felicitation; and, therefore, in response to your kind invitation I am here.

The duties which you are called upon to perform are the more important, the more dignified, and of greater consequence because of the fact that they are the result of a trust imposed upon you, and are accompanied with no element of compensation. You represent the people of a great Commonwealth, imperial in her influence and in her resources. In population she has about seven millions, twice as many people as there were in England at the time of her greatest glory in the age of Queen Elizabeth; twice as many as there were in all the American Colonies at the time of the establishment of the American Union. Her shipyards have constructed those vessels with which Japan won her victory outside of Port Arthur, and her manufacturies have created those locomotives with which the supplies and the men are carried by Russia to the support of Kuropatkin. She has the iron; she has the coal; she has the oil; and besides all these material things, she has that breadth and liberality of spirit which has characterized her people from the beginning.

I am glad to see among you here today, when you are called upon to give your voice for the election of a President and a Vice-President of the United States of America, a representative of the negro race. If it be true that this is the only instance in which it occurs among all the Commonwealths of this country, then I rejoice that this broad spirit of liberality is shown in Pennsylvania. As was said at the foundation of the Colony by William Penn: "It is set forth as an example to the Nations."

But not only do you represent the people of Pennsylvania; you are called upon to perform a National function. You are here to say who for the next four years shall be the President of the United States. And look at the significance of that suggestion! The United States constitutes a power which today holds in its hand the promise of the future. It extends over the world. It reaches out to grasp the commerce of the seas. When the sun rises in the Philippines it sets in Philadelphia and in Chicago. You are to determine—you and the other Electors over the country—who shall wield this tremendous power, who is he to whom it is to be entrusted.

Rut as the Good Book has said about man, that he cannot live by bread alone, so it may be said of nations: not the accumulation of wealth, and not the increase of a vast population make them great. It must be, if nations are to accomplish much, that the men who make them shall possess self-restraint, character, virtue and intelligence.

And there is this about the institution of which you are members, —there is nothing like it, so far as I know, elsewhere. You have the power, every one of you, individually, under the Constitution of the United States, to cast your vote for whomsoever it pleases you; and yet not once in a hundred years has there been a man in the Electoral College who has so far yielded to temptation as to exercise that power contrary to the will of the people whom he represents. It gives us then great hope and great promise; it bids us look forward to the future with glad expectation, when it is proven that you can place such reliance upon the steadfastness of humanity.

Gentlemen, I welcome you in the name of the Commonwealth, I give you greeting, and I hope for the success of your deliberations. (Applause.)

A motion was made by Honorable George J. Elliott, seconded by Honorable J. Welfred Holmes, that the report be received and that the committee be discharged, which was agreed to.

Honorable Joseph Bosler offered the following resolution, which, being seconded by Honorable Albert P. Burchfield, was unanimously agreed to, viz:

Resolved, That the form of proceeding of the Electoral College of 1901, so far as practicable, be adopted by this College.

Honorable James D. Landis offered the following resolution, which being seconded by Honorable William C. McConnell, was considered and agreed to, viz:

Resolved, That a committee of three be appointed to examine and settle the account and expenses of the College.

Whereupon,

The President appointed Honorable James D. Landis, Honorable William C. McConnell and Honorable Isaiah Good, as said committee.

The Private Secretary to the Governor being introduced, presented a message from His Excellency, which was read as follows:

In the name and by Authority of the Commonwealth of Pennsylvania:

Executive Department.

To the Honorable the Electors of the Commonwealth of Pennsylvania of President and Vice President of the United States.

Gentlemen: In compliance with the laws of the United States I have caused to be made, certified, and herewith transmit three lists of the names of all persons voted for in this State at the election held on the eighth day of November, Anno Domini one thousand nine hundred and four, for Electors of President and Vice-President of the United States for the Commonwealth of Pennsylvania, with the number of votes given or cast for each person for whose appointment any votes were cast, and the names of the persons, who, upon computation by me of all the votes cast for Electors at said election, are found to be chosen and appointed as Electors for this State.

I also transmit herewith a copy of the Proclamation of the elec-

tion of said Electors, and with a copy of this certificate of election sent each Elector, and also a copy of the letter accompanying such certificate, in accordance with the laws of this Commonwealth and of the United States, I am,

Very respectfully yours,
SAM'L. W. PENNYPACKER,
Governor.

In the name and by Authority of the Commonwealth of Pennsylvania.

Executive Department.

PROCLAMATION.

Whereas, In and by an Act of the General Assembly, entitled "An Act relating to the elections of this Commonwealth," approved the second day of July, A. D. 1839, it is made the duty of the Secretary of this Commonwealth, on receiving the returns of the election of Electors of President and Vice President of the United States, to lay them before the Governor, who shall enumerate and ascertain the number of votes cast for each person voted for, and shall thereupon declare by Proclamation the names of the persons duly elected;

And Whereas, It appears from the returns so laid before me by the Secretary of the Commonwealth of the election held on Tuesday, the eighth day of November, A. D. 1904, that Robert Pitcairn, Levi G. McCauley, George J. Elliott, Joseph B. McCall, Robert C. H. Brock, John E. Reyburn, Kennedy Crossan, Edward W. Patton, John Taylor Wolfenden, Joseph Bosler, James D. Landis, Frederic W. Fleitz, Frederick C. Johnson, Walter J. Whitehouse, Charles D. Werley, John H. Brown, Edwin G. Schieffelin, William C. McConnell, W. Scott Alexander, John Hays, William Lauder, George L. Deardorff, James Orlando Brookbank, John H. Negley, Isaiah Good, William S. Parker, John C. Sturgeon, Archibald Johnston, J. Frank Graff, J. C. Millin, Charles W. Dahlinger, Albert P. Burchfield, J. Welfred Holmes and William McConway received the greatest number of votes of the persons voted for as Electors of President and Vice-President of the United States;

Now Therefor, I, Samuel W. Pennypacker, Governor of said Commonwealth, in obedience to the requirements of the said Act of the General Assembly, do issue this my Proclamation, hereby publishing and declaring that the said Robert Pitcairn, Levi G. McCauley, George J. Elliott, Joseph B. McCall, Robert C. H. Brock, John E. Reyburn, Kennedy Crossan, Edward W. Patton, John Taylor Wolfenden, Joseph Bosler, James D. Landis, Frederic W. Fleitz, Frederick C. Johnson, Walter J. Whitehouse, Charles D. Werley, John H. Brown, Edward G. Schieffelin, William C. McConnell, W. Scott Alexander, John Hays, Wm. Lauder, Geo. L. Deardorff, James Orlando Brookbank, John H. Negley, Isaiah Good, William S. Parker, John C. Sturgeon, Archibald Johnston, J. Frank Graff, J. C. Millin, Charles W. Dahlinger, Albert P. Burchfield, J. Welfred Holmes and William McConway are the persons duly elected Electors of President and Vice-President of the United States, to meet at the seat

of government (being in the city of Harrisburg), on the second Monday of January, A. D. 1905, being the ninth day of said month, agreeably to the laws of this Commonwealth and of the United States, and then and there to vote for President and Vice-President of the United States, and to perform such other duties as devolve upon them under the Constitution and laws of the United States.

Given under my hand and the Great Seal of the State at the City of Harrisburg this twenty-eighth day of November, in the year of our Lord one hundred and twenty-ninth.

SAML. W. PENNYPACKER,

(Great Seal.)

By the Governor:

FRANK M. FULLER,
Secretary of the Commonwealth.

Filed in the office of the Secretary of the Commonwealth, November 28, A. D. 1904.

LEWIS E. BEITLER,
Deputy Secretary of the Commonwealth.

Office of the Secretary of the Commonwealth,
Harrisburg, November 28, 1904.

Dear sir: I have the honor to transmit herewith a certificate of your election as an elector of President and Vice President of the United States for the State of Pennsylvania, with the request that you acknowledge the receipt thereof. Yours very truly,

FRANK M. FULLER,
Secretary of the Commonwealth.

In the name and authority
of the Commonwealth of Pennsylvania::

Executive Department.

Pursuant to the laws of the United States, I, Samuel W. Pennypacker, Governor of the said Commonwealth, do hereby certify, That Robt. Pitcairn, Levi G. McCauley, Geo. J. Elliott, Jos. B. McCall, Robt. C. H. Brock, J. E. Reyburn, Kennedy Crossan, E. W. Patton, John T. Wolfenden, Joseph Bosler, J. D. Landis, Frederic W. Fleitz, Frederick C. Johnson, Walter J. Whitehouse, Charles D. Werley, John H. Brown, Edward G. Schieffelin, William C. McConnell, W. Scott Alexander, John Hays, William Lauder, George L. Deardorff, James Orlando Brookbank, John H. Negley, Isaiah Good, William S. Parker, John C. Sturgeon, Archibald Johnston, J. Frank Graff, J. C. Miliin, Charles W. Dahlinger, Albert P. Burchfield, J. Welfred Holmes, William McConway, have been duly chosen and appointed electors of President and Vice President of the United States, for the Commonwealth of Pennsylvania, at an election for that purpose held therein, on the Tuesday next following the first Monday of November, in the year of our Lord one thousand nine hundred and four, agreeably to the provisions of the laws of the said Commonwealth, and in conformity with the Constitution and laws of the United States, to meet at the seat of government of said Commonwealth, on the second Monday in January, A. D. 1905, for

the purpose of voting for President and Vice President of the United States, for the respective terms prescribed by the Constitution of the United States, to begin on the fourth day of March, in the year of our Lord one thousand nine hundred and five, and of performing the duties enjoined upon them by the Constitution and laws of the United States.

In testimony whereof, I have hereunto set my hand and caused the Great Seal of the State of Pennsylvania to be affixed, the twenty-eighth day of November, in the year of our Lord one thousand nine hundred and four, and of the Commonwealth the one hundred and twenty-ninth. SAML. W. PENNYPACKER.

By the Governor:

FRANK M. FULLER,
Secretary of the Commonwealth.

In the name and authority of the Commonwealth of Pennsylvania:

Executive Department.

Pursuant to the laws of the United States, I, Samuel W. Pennypacker, Governor of the Commonwealth of Pennsylvania, do hereby certify that, by an act of the General Assembly of said Commonwealth, entitled "An act relating to the elections of this Commonwealth," approved the second day of July, A. D. 1839, it is made the duty of the Secretary of the Commonwealth, on receiving the returns of the electors of the President and Vice President of the United States, to lay them before the Governor, who shall enumerate and ascertain the number of votes given for each person voted for. And it appears from the returns so laid before me by the Secretary of the Commonwealth, that at an election for that purpose, held on the Tuesday next following the first Monday in November, being the eighth day of November, A. D. 1904:

Roosevelt and Fairbanks.

Robert Pitcairn had eight hundred and forty thousand nine hundred and forty-nine.

Levi G. McCauley had eight hundred and forty thousand two hundred and ninety-four.

George J. Elliott had eight hundred and forty-three thousand three thousand three hundred and one.

Joseph B. McCall had eight hundred and forty thousand two hundred and eighty-one.

Robert C. H. Brock had eight hundred and forty thousand two hundred and eighty-seven.

John E. Reyburn had eight hundred and forty thousand two hundred and seventy-seven.

Kennedy Crossan had eight hundred and forty thousand three hundred and thirty-four.

Edward W. Patton had eight hundred and forty thousand two hundred and seventy-four.

John Taylor Wolfenden had eight hundred and forty thousand two hundred and fifty-eight.

Joseph Bosler had eight hundred and forty thousand two hundred and fifty-eight.

James D. Landis had eight hundred and forty thousand two hundred and thirty-nine.

Frederic W. Fleitz had eight hundred and forty thousand two hundred and forty-eight.

Frederick C. Johnson had eight hundred and forty thousand two hundred and fifty.

Walter J. Whitehouse had eight hundred and forty thousand two hundred and fifty.

Charles D. Werley had eight hundred and forty thousand two hundred and forty-six.

John H. Brown had eight hundred and forty thousand one hundred and ninety-six.

Edward G. Schieffelin had eight hundred and forty thousand two hundred and twenty-eight.

William C. McConnell had eight hundred and forty thousand two hundred and fifty-seven.

W. Scott Alexander had eight hundred and forty thousand two hundred and fourteen.

John Hays had eight hundred and forty thousand two hundred and thirty-four.

William Lauder had eight hundred and forty thousand two hundred and thirty-one.

George L. Deardorff had eight hundred and forty thousand two hundred and thirty-seven.

James Orlando Brookbank had eight hundred and forty thousand two hundred and twenty-seven.

John H. Negley had eight hundred and forty thousand two hundred and thirty-five.

Isaiah Good had eight hundred and forty thousand two hundred and two.

William S. Parker had eight hundred and forty thousand two hundred and thirty-four.

John C. Sturgeon had eight hundred and forty thousand two hundred and nineteen.

Archibald Johnston had eight hundred and forty thousand two hundred and thirty-nine.

J. Frank Graff had eight hundred and forty thousand two hundred and twenty-two.

J. C. Millin had eight hundred and forty thousand two hundred and twenty-four.

Charles W. Dahlinger had eight hundred and forty thousand two hundred and twenty-five.

Albert P. Birchfield had eight hundred and forty thousand two hundred and twenty-one.

J. Welfred Holmes had eight hundred and forty thousand one hundred and forty-two.

William McConway had eight hundred and forty thousand one hundred and eighty-one.

Parker and Davis.

Robert Wilson Irwin had three hundred and thirty-seven thousand nine hundred and ninety-eight.

Stanley Woodward Davenport had three hundred and thirty-seven thousand eight hundred and nine.

Harry Nichols had three hundred and thirty-seven thousand seven hundred and seventy-nine.

Joseph Reeves Wainwright had three hundred and thirty-seven thousand seven hundred and eighty-one.

John M. Campbell had three hundred and thirty-seven thousand seven hundred and seventy-seven.

James M. Stewart had three hundred and thirty-seven thousand seven hundred and seventy-seven.

M. Maxwell Rowland had three hundred and thirty-seven thousand seven hundred and seventy-eight.

Moses Veale had three hundred and thirty-seven thousand seven hundred and eighty.

Emil Holl had three hundred and thirty-seven thousand seven hundred and eighty-one.

Benjamin Sterling Johnson had three hundred and thirty-seven thousand seven hundred and eighty-four.

William Hays Grier had three hundred and thirty-seven thousand seven hundred and eighty-five.

William Craig had three hundred and thirty-seven thousand seven hundred and seventy-nine.

John McGahren had three hundred and thirty-seven thousand seven hundred and seventy-seven.

Charles F. King had three hundred and thirty-seven thousand seven hundred and eighty-two.

Alvin Clouser had three hundred and thirty-five thousand two hundred and eighteen.

John Sullivan had three hundred and thirty-seven thousand eight hundred and seventy-five.

John B. Coulston had three hundred and thirty-seven thousand seven hundred and seventy-eight.

Alphonsus Walsh had three hundred and thirty-seven thousand seven hundred and seventy-eight.

Samuel Z. Hawbecker had three hundred and thirty-seven thousand seven hundred and seventy-two.

Robert E. Weigley had three hundred and thirty-seven thousand seven hundred and seventy-two.

Lucian D. Woodruff had three hundred and thirty-seven thousand seven hundred and eighty-one.

Nevin M. Warner had three hundred and thirty-seven thousand six hundred and sixty-five.

Timothy E. Costello had three hundred and thirty-seven thousand seven hundred and sixty-three.

William T. Mechling had three hundred and thirty-seven thousand seven hundred and seventy.

Rockwell Marietta had three hundred and thirty-seven thousand eight hundred and two.

Charles H. Akens had three hundred and thirty-seven thousand seven hundred and seventy.

James P. Colter had three hundred and thirty-seven thousand seven hundred and seventy-eight.

M. Frank Coolbaugh had three hundred and thirty-seven thousand seven hundred and fifty-four.

Alfred W. Smiley had three hundred and thirty-seven thousand seven hundred and seventy-six.

S. E. Walker had three hundred and thirty-seven thousand seven hundred and eighty-three.

Henry Meyer had three hundred and thirty-seven thousand seven hundred and seven.

Thomas B. Foley had three hundred and thirty-seven thousand seven hundred and seventeen.

George Heard had three hundred and thirty-seven thousand seven hundred and seventy-nine.

Charles B. Payne had three hundred and thirty-seven thousand seven hundred and fifty-five.

Isaac Heister had two thousand five hundred and fifty-three.

Swallow and Carroll.

Herbert T. Ames had thirty-three thousand seven hundred and seventeen.

Daniel G. Hendricks had thirty-three thousand six hundred and sixty.

A. Foster Mullin had thirty-three thousand six hundred and thirty-six.

Edward B. Cooper had thirty-three thousand six hundred and sixty.

Edward R. Steinmetz had thirty-three thousand six hundred and fifty-eight.

Charles Reading Jones had thirty-three thousand six hundred and fifty-seven.

Samuel Christian had thirty-three thousand six hundred and fifty-five.

Lewis Lincoln Eavenson had thirty-three thousand six hundred and fifty-eight.

Charles Palmer had thirty-three thousand six hundred and fifty-eight.

Howard Leopold had thirty-three thousand six hundred and fifty-six.

H. D. Patton had thirty-three thousand six hundred and sixty-one.

William W. Lathrope had thirty-three thousand six hundred and sixty-one.

William Benjamin Bertells had thirty-three thousand six hundred and sixty-one.

Harry Albert Reber had thirty-three thousand six hundred and sixty.

William M. Stauffer had thirty-three thousand six hundred and sixty-three.

Charles Hathaway had thirty-three thousand six hundred and fifty-eight.

James Mansel had thirty-three thousand six hundred and sixty-three.

B. Budd Cannon had thirty-three thousand six hundred and fifty-nine.

Jeremiah Sowers Yaukey had thirty-three thousand six hundred and sixty-one.

John D. Graybill had thirty-three thousand six hundred and fifty-eight.

Daniel Kloss had thirty-three thousand six hundred and fifty-seven.

John Henry Hector had thirty-three thousand six hundred and sixty.

Elisha Kent Kane had thirty-three thousand six hundred and sixty.

Edwin R. Worrell had thirty-three thousand six hundred and fifty-seven.

William Simpson Throckmorton had thirty-three thousand six hundred and fifty-seven.

Captain M. S. Marquis had thirty-three thousand six hundred and fifty-seven.

George W. Fellows had thirty-three thousand six hundred and sixty.

Edward Everett Dixon had thirty-three thousand six hundred and fifty-nine.

John B. Bair had thirty-three thousand six hundred and fifty-eight.

Henry C. Cockrum had thirty-three thousand six hundred and sixty-three.

Thomas P. Hershberger had thirty-three thousand six hundred and sixty-one.

J. P. Knox had thirty-three thousand six hundred and sixty-three.

J. J. Porter had thirty-three thousand six hundred and fifty-nine.

Matthew H. Stevenson had thirty-three thousand six hundred and sixty-two.

## Debs and Hanford.

Edward J. Cook had twenty-one thousand eight hundred and sixty-three.

Henry Peter had twenty-one thousand eight hundred and fifty-one.

John S. Holmes had twenty-one thousand eight hundred and fifty-five.

William D. Altman had twenty-one thousand eight hundred and fifty-two.

Thomas J. Frederick had twenty-one thousand eight hundred and fifty-two.

Andrew P. Bower had twenty-one thousand eight hundred and fifty-three.

Elwood W. Leffler had twenty-one thousand eight hundred and fifty-two.

Robert B. Ringler had twenty-one thousand eight hundred and fifty-one.

John H. Nase had twenty-one thousand eight hundred and fifty-two.

Alfred Chatelain had twenty-one thousand eight hundred and fifty.

Edward A. Evans had twenty-one thousand eight hundred and forty-nine.

Bernard V. Kennedy had twenty-one thousand eight hundred and fifty-one.

William H. Veevan had twenty-one thousand eight hundred and forty-nine.

Walter Nelson Lodge had twenty-one thousand eight hundred and forty-nine.

Peter C. Heydrick had twenty-one thousand eight hundred and forty-seven.

Davis A. Palmer had twenty-one thousand eight hundred and fifty-one.

Conrad J. Rechstine had twenty-one thousand eight hundred and forty-seven.

Arthur J. Dennis had twenty-one thousand eight hundred and forty-nine.

Frank R. Field had twenty-one thousand eight hundred and forty nine.

William A. Stroup had twenty-one thousand eight hundred and fifty-two.

John D. Ortlip had twenty-one thousand eight hundred and forty-nine.

Elmer H. Young had twenty-one thousand eight hundred and forty-eight.

John A. Sturgis had twenty-one thousand eight hundred and forty-seven.

Patrick Smith had twenty-one thousand eight hundred and forty-six.

Edward Kuppinger had twenty-one thousand eight hundred and forty-five.

Walter W. Rihl had twenty-one thousand eight hundred and forty-five.

Julius Weber had twenty-one thousand eight hundred and forty-three.

Paul B. Wreath had twenty-one thousand eight hundred and forty three.

Christian Sauer had twenty-one thousand eight hundred and forty-two.

Frederick W. Skorsets had twenty-one thousand eight hundred and forty-two.

Herman Lemke had twenty-one thousand eight hundred and forty-one.

Adolphus A. McKeen had twenty-one thousand eight hundred and forty-two.

Harvey W. Shay had twenty-one thousand eight hundred and forty-one.

Francis J. Rogers had twenty-one thousand eight hundred and forty-four.

Corregan and Cox.

Edmund Seidel had two thousand two hundred and eleven.

Charles Durner had two thousand two hundred and ten.

James Erwin had two thousand two hundred and ten.

Detlef Rehder had two thousand two hundred and nine.

Albert Gay had two thousand two hundred and nine.

James Ryan had two thousand two hundred and ten.

William Hutzel had two thousand two hundred and nine.

James Ray had two thousand two hundred and eight.

George Anton had two thousand two hundred and eight.

Peter Flanigan had two thousand two hundred and eight.

Louis Katz had two thousand two hundred and seven.

Silas Hinkel had two thousand two hundred and nine.

David Wismer had two thousand two hundred and eight.
John Bach had two thousand two hundred and eight.
Herman Spittal had two thousand two hundred and nine.
L. Cunningham had two thousand two hundred and nine.
J. F. Gingenbach had two thousand two hundred and nine.
C. Schleicher had two thousand two hundred and eight.
J. Devine had two thousand two hundred and nine.
A. Black had two thousand two hundred and twenty.
Joseph Mullen had two thousand two hundred and twenty.
E. R. Markley had two thousand two hundred and twenty-four.
John A. Barron had two thousand two hundred and twenty-two.
John Klein had two thousand two hundred and twenty-three.
Jenkin James had two thousand two hundred and twenty-four.
Harry Jenkins had two thousand two hundred and twenty-one.
G. A. Brown had two thousand two hundred and twenty-four.
August Clever had two thousand two hundred and twenty-two.
P. C. Tesson had two thousand two hundred and twenty-four.

Watson and Tibbets.

R. A. Thompson had thirty-three.
A. R. Thompson had one.
A. J. Bouse had one.
Edward Yoder had one.
Frank King had one.
Homer Smith had one.
John W. Hoch had one.
William H. Walker had one.
J. H. Thompson had one.
J. F. Stover had one.
W. L. Thompson had one.
Mordecai F. Bicking had one.
Charles H. Wilson had one.
Joseph L. Keech had one.
Charles J. Foyer had one.
John McCurdy had one.
John Foering had one.
Samuel G. Miller had one.
John Taylor had one.
William Barr had one.
E. P. Althouse had one.
Wharton Barker had four.
J. J. Dean had one.
J. J. Correll had one.
James Cane had one.
Charles R. Eckerd had two.
E. W. Noran had one.
P. B. Rynder had two.
Robert C. Pyle had two.
G. S. Stevens had one.
Frank Stevens had one.
Harrold Sudell had one.

Whereupon, it appears by the final ascertainment under and in pursuance of the laws of this Commonwealth, that of the number

of votes given or cast for each and all persons voted for, for whose election or appointment any votes have been given or cast, that

Robert Pitcairn,
Levi G. McCauley,
George J. Elliott,
Joseph B. McCall,
Robert C. H. Brock,
John E. Reyburn,
Kennedy Crossan,
Edward W. Patton,
John Taylor Wolfenden,
Joseph Bosler,
James D. Landis,
Frederic W. Fleitz,
Frederick C. Johnson,
Walter J. Whitehouse,
Charles D. Werley,
John H. Brown,
Edward G. Schieffelin,
William C. McConnell,
W. Scott Alexander,
John Hays,
William Lauder,
George L. Deardorff,
James Orlando Brookbank,
John H. Negley,
Isaiah Good,
William S. Parker,
John C. Sturgeon,
Archbald Johnston,
J. Frank Graff,
J. C. Millin,
Charles W. Dahlinger,
Albert P. Burchfield,
J. Welfred Holmes,
William McConway,

have received the greatest number of votes of the persons voted for, for Electors of President and Vice President of the United States for the Commonwealth of Pennsylvania, and therefore are the persons duly elected and appointed Electors of President and Vice President of the United States, to meet at the seat of government of the State (being in the city of Harrisburg), on the second Monday of January, A. D. 1905, being the ninth day of said month, agreeably to the laws of this Commonwealth of the United States, then and there to vote for President and Vice President of the United States for the respective terms prescribed by the Constitution of the United States, to begin on the fourth day of March, A. D. 1905, and to perform such other duties as devolve upon them under the Constitution and laws of the United States.

In testimony whereof, I have hereunto set my hand and caused the Great Seal of the State to be affixed, at the city of Harrisburg, this twenty-eighth day of November, in the year of our Lord one thousand nine hundred and four, and of the Commonwealth one hundred and twenty-ninth.

SAML. W. PENNYPACKER.

By the Governor:
FRANK M. FULLER,
Secretary of the Commonwealth.

The message, proclamation and certificates of the Governor having been read, the list of Electors communicated by the Governor was called, and the following answered to their names:

Robert Pitcairn, Levi G. McCauley, George J. Elliot, Joseph B. McCall, Robert C. H. Brock, John E. Reyburn, Kennedy Crossan, Edward W. Patton, John Taylor Wolfenden, Joseph Bosler, James D. Landis, Frederic W. Fleitz, Frederick C. Johnson, Walter J. Whitehouse, Charles D. Werley, John H. Brown, Edward G. Schieffelin, William C. McConnell, W. Scott Alexander, John Hays, William Lauder, George L. Deardorff, James Orlando Brookbank, John

H. Negley, Isaiah Good, William S. Parker, John C. Sturgeon, Archbald Johnston, J. Frank Graff, J. C. Millin, Charles W. Dahlinger, Albert P. Burchfield, J. Welfred Holmes, William McConway.

Honorable W. Scott Alexander offered the following resolution which, being seconded by Honorable Frederick A. Johnson, was considered and agreed to, viz:

Resolved, That a committee of three be appointed to cause the lists of Electors and the certificates of votes given for President and Vice-President of the United States to be enclosed in proper envelopes and see that each is sealed, directed, certified and signed according to law.

Whereupon,

The President appointed Honorable W. Scott Alexander, Honorable Frederick A. Johnson and Honorable Charles W. Dahlinger as said committee.

Honorable Joseph McCall offered the following resolution, which was seconded by Honorable J. Frank Graff:

Resolved, That the College now proceed to ballot for a President of the United States.

Which was agreed to.

The ballots of the Electors having been taken, and the ballots and tally papers corresponding, it appeared and was declared by the President, that Theodore Roosevelt had received thirty-four votes for President of the United States.

On motion of Honorable Kennedy Crossan, seconded by Honorable John H. Brown, the College then proceeded to vote for a Vice President of the United States.

The ballots of the Electors having been taken, and the ballots and tally papers corresponding, it appeared and was declared by the President, that Charles W. Fairbanks had received thirty-four votes for Vice President of the United States.

Whereupon,

The certificates were signed in triplicate, as follows:

Commonwealth of Pennsylvania, ss:

We, whose names are mentioned in the annexed certificate of appointment, Electors of President and Vice-President of the United States of America for the respective terms beginning on the fourth day of March, in the year of our Lord 1905, being Electors duly and legally chosen, appointed and qualified by and for the State of Pennsylvania, as appears by the annexed list of Electors made, certified and delivered to us by the Executive of the State, having met and convened at the seat of government in the City of Harrisburg, in the State of Pennsylvania, in pursuance of the provisions of the laws of this Commonwealth, and in conformity with the Constitution and laws of the United States, on the second Monday, being the ninth day of January, in the year of our Lord 1905, do hereby certify that, being so assembled and duly organized, we proceeded to vote by ballot, and balloted first for such President, and then for such Vice-President, by distinct ballots;

And we further certify that the following are two distinct lists, one of the votes for President, and the other of the votes for Vice-President, so cast as aforesaid:

| Names of Persons Voted for: | Number of Votes: |
|---|---|
| THEODORE ROOSEVELT. | Thirty-four (34.) |

List of all persons voted for as Vice President, with the number of votes for each:

| Names of Persons Voted for: | Number of Votes. |
|---|---|
| CHARLES W. FAIRBANKS. | Thirty-four (34.) |

In testimony whereof, we have hereunto set our hands, at the seat of government of the Commonwealth, being in the city of Harrisburg, on the second Monday, being the ninth day of January, A. D. 1905.

| | |
|---|---|
| Robert Pitcairn, | William C. McConnell, |
| Levi G. McCauley, | W. Scott Alexander, |
| George J. Elliott, | John Hays, |
| Joseph B. McCall, | William Lauder, |
| Robert C. H. Brock, | George L. Deardorff, |
| John E. Reyburn, | James Orlando Brookbank, |
| Kennedy Crossan, | John H. Negley, |
| Edward W. Patton, | Isaiah Good, |
| John Taylor Wolfenden, | William S. Parker, |
| Joseph Bosler, | John C. Sturgeon, |
| James D. Landis, | Archibald Johnston, |
| Frederic W. Fleitz, | J. Frank Graff, |
| Frederick C. Johnson, | J. C. Millin, |
| Walter J. Whitehouse, | Charles W. Dahlinger, |
| Charles D. Werley, | Albert P. Burchfield, |
| John H. Brown, | J. Welfred Holmes, |
| Edward G. Schieffelin, | William McConway, |

Honorable John Hays offered the following resolution, which, seconded by Honorable Edward G. Schieffelin, was considered and agreed to, viz.:

Resolved, That the Honorable Levi G. McCauley, one of the Electors, be appointed to take charge of one of the packages containing the list of the votes of this Electoral College for a President and Vice President of the United States, and deliver the same to the President of the Senate of the United States, Washington, forthwith after the second Monday of January, on which the Electors shall give their votes.

All the Electors (with the exception of the Honorable Levi G. McCauley), then signed the following certificate, which was immediately delivered to Mr. McCauley by the President:

Electoral College of Pennsylvania:

We, the undersigned, having been duly chosen and appointed by the State of Pennsylvania, Electors to vote for President and Vice President of the United States, do hereby certify that we have appointed Levi G. McCauley, of Pennsylvania, to take charge of and deliver to the President of the Senate of the United States, at the seat of government, our doings in the said trust, forthwith after the second Monday in January, on which the Electors shall give their votes.

Witness our hands at the Capitol, in the city of Harrisburg, State of Pennsylvania, the second Monday, being the ninth day of January, A. D. 1905.

Honorable James Orlando Brookbank offered the following resolution, which was seconded by the Honorable John H. Negley, considered and agreed to, viz.:

Resolved, That Honorable Isaiah Good, one of the Electors, be appointed to take charge of one of the packages containing the lists of votes of this Electoral College for a President and Vice President of the United States, and deliver the same to Honorable Robert W. Archbald, Judge of the District Court of the United States for the Middle District of Pennsylvania.

Honorable Robert C. H. Brock offered the following resolution, which was seconded by the Honorable Walter J. Whitehouse, considered and agreed to, viz.:

Resolved, That Honorable Frederic W. Fleitz, one of the Electors, be appointed to deliver one of the packages containing the lists of votes of this Electoral College for a President and Vice President of the United States, directed to the President of the Senate of the United States, Washington, D. C., to the postmaster at the seat of government of this State, and to have the same registered.

Honorable W. Scott Alexander, from the committee appointed to cause the lists of Electors and certificates of votes given for President and Vice President of the United States, to be inclosed in the proper envelope, and see that each package is sealed, directed, certified and signed, according to law.

Reported, That the committee have discharged the duty for which they were appointed; that the envelopes are inscribed upon the face with the following certificate, viz.:

To the President of the Senate, at the seat of government, Washington, District of Columbia:

We, the undersigned, Executors of President and Vice President for the State of Pennsylvania, do hereby certify, in pursuance of law, that the lists of all the votes of the State cast by us as Electors thereof for President, and of all votes of the said State cast by us as the Electors thereof for Vice President, for the respective terms beginning on the fourth day of March, 1905, are herein contained.

Witness our hands at the Capitol, the city of Harrisburg, in the State of Pennsylvania, this second Monday, being the ninth day of January, A. D. 1905.

Which were duly signed by all the Electors.

And that the envelopes are ready for delivery in the form prescribed by law.

The President then delivered one of the packages containing a certificate of the votes given by the Electoral College for President of the United States, and one containing a certificate of the votes given for Vice President, directed to the President of the Senate of the United States, Washington, District of Columbia, to Honorable Levi G. McCauley, and like packages directed to Honorable Robert W. Archbald, Judge of the District Court of the United States for the Middle District of Pennsylvania, Scranton, to Honorable Isaiah Good, and the remaining package directed to the President of the Senate of the United States, Washington, D. C., to be delivered to the postmaster at Harrisburg, to Honorable Frederic W. Fleitz, who severally gave the following receipts therefor, viz.:

Harrisburg, Pa., January 9, 1905.

Received from the President of the Electoral College of the State of Pennsylvania, a package containing lists of the votes given by the College from President and Vice President of the United States, to be by me delivered to the President of the Senate of the United States, Washington, D. C., to whom the same is directed, or if there shall be no President of the Senate of the United States at the seat of government on my arrival there, then to be delivered by me into the office of the Secretary of State, forthwith after the second Monday in January, on which the Electors shall give their votes.

LEVI G. M'CAULEY.

Harrisburg, Pa., January 9, 1905.

Received, from the President of the Electoral College of the State of Pennsylvania, a package containing lists of the votes given by the College for President and Vice President of the United States, indorsed: "To the President of the Senate, at the seat of government, Washington, District of Columbia," and inclosed in this direction: "Judge of the District Court of the United States for the Middle District of Pennsylvania, Scranton, Pennsylvania," to be by me delivered to said Judge in ten days from this date.

ISAIAH GOOD.

Harrisburg, Pa., January 9, 1905.

Received, from the President of the Electoral College of the State of Pennsylvania, a package containing certificates of the votes given by the College for President and Vice President of the United States, to be by me delivered to the postmaster in this place, to be forwarded to the President of the Senate of the United States, Washington, D. C., to whom the same is directed.

FREDERIC W. FLEITZ.

Honorable James D. Landis offered the following resolution, which was seconded by Honorable William C. McConnell, considered and agreed to, viz.:

Resolved, That the President draw his warrant upon the State Treasurer for a sum sufficient to pay each Elector three dollars for every day spent in traveling to, remaining at and returning from the place of meeting, in addition to his traveling expenses, which in no case shall exceed fifty dollars; also for a sufficient sum to pay the incidental expenses of the College.

Honorable Archibald Johnston offered the following resolution, which was seconded by Honorable Edward W. Patton, considered and agreed to, viz.:

Resolved, That the secretaries be requested to file a copy of the proceedings of this College, including the message of the Governor and accompanying documents, in the office of the Secretary of the Commonwealth; and also that the Governor be requested to transmit the same to the Legislature, with a view of having it entered upon the Journals thereof.

On motion of Honorable Albert P. Burchfield, seconded by Honorable George J. Elliott, the following resolution was unanimously agreed to:

Resolved, That the Secretaries be requested to publish in pamphlet form three hundred copies of the procedings of the College; fifty copies to be filed with the Secretary of the Commonwealth, and by him or his successor to be transmitted to the members of the next Electoral College, and the remaining copies to be distributed to the members of the present College, the expenses thereof to be paid out of the fund appropriated to defray the contingent expenses, if practicable.

The following resolution, offered by Honorable Frederic W. Fleitz, and seconded by Honorable George L. Deardorff, was considered and agreed to, viz.:

Resolved, That the thanks of this Electoral College are hereby extended to the President, for the efficient manner in which he presided over our deliberations; to the Rev. Dr. J. Ritchie Smith, for opening the College with prayer, and to the secretaries, Lewis E. Beitler, George D. Thorn and James C. Deininger, for the prompt and efficient manner in which they conducted the business which called us together.

It was moved by Honorable Levi G. McCauley and seconded by Honorable William Lauder.

That the President of the College be instructed to send a telegram to Honorable Theodore Roosevelt, Washington, D. C., and Honorable Charles W. Fairbanks, Indianapolis, Ind., informing them that the Electoral College of Pennsylvania had unanimously cast the Electoral vote of this State for them for President and Vice President respectively. This motion was unanimously agreed to, and the President sent the following telegram in accordance therewith:

"By direction of the Electoral College of Pennsylvania, now in session at the Capital City of Harrisburg, I have the honor to advise

you that in obedience to the expressed will of her freemen, emphasized by a majority of over half a million, the members of this College have cast her entire electoral vote for you for President of the United States."

The message was repeated to Honorable Charles W. Fairbanks, at Indianapolis, Indiana.

A motion was made by Honorable J. Frank Graff, and seconded by Honorable Frederick A. Johnson, that the College do now adjourn.

Which was agreed to.

Whereupon,

The President declared the College adjourned, sine die.

LEWIS E. BEITLER,
GEORGE D. THORN,
JAMES C. DEININGER,
Secretaries.

Laid on the table.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Eclectic Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1905:

William Rauch, Johnstown.
J. M. Louther, Somerset.

The following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1905:

Winters D. Hamaker, Meadville.
M. P. Dickeson, Glen Riddle.

The following named gentlemen to be members of the Board of Medical Examiners of the State of Pennsylvania, representing the

Homœopathic Medical Society of the State of Pennsylvania, for the term of three years, to compute from March 1, 1905:

Joseph C. Guernsey, Philadelphia.
Edward Cranch, Erie.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Sproul, Stewart, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), and Woods (Westmoreland)—41.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Miss Augusta M. Gunning, Pittsburg, February 1, 1905.
William L. Church, Pittsburg, February 1, 1905.

Butler County.

Frank Kohler, Butler, February 12, 1905.
William Humphrey, Portersville, February 14, 1905.

Lancaster County.

A. G. Hamaker, Manheim, February 19, 1905.
Charles F. Hager, Lancaster, February 27, 1905.

Lehigh County.

John Fisher, Catasauqua, February 27, 1905.

Lycoming County.

William R. Peoples, Jersey Shore, February 27, 1905.
George K. Brecht, Norristown, February 12, 1905.

Montgomery County.

George K. Brecht, Norristown, February 12, 1905.

Philadelphia County.

Walter F. Off, Philadelphia, February 1, 1905.
Morton Z. Paul, Philadelphia, February 20, 1905.
William Parker Siegert, Philadelphia, February 21, 1905.
Miss Annetta Smith, Philadelphia, February 27, 1905.

York County.

James J. Logan, York, February 1, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Miller, Phillips, Quail, Roberts, Shepard, Sisson, Sproul, Stewart, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), and Woods (Westmoreland)—41.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Mr. Miller read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the Bedford County Hospital Association."

By request of Mr. McConkey,

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the York Hospital and Dispensary of the City of York."

Which were committed to the Committee on Appropriations.

Mr. Quail, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to prohibit the adul-

teration of articles of food and drink; prohibiting the sale or possession of adulterated articles of food or drink; making the same a misdemeanor and providing penalties and the method of procedure for the enforcement thereof."

Rported bill No. 48 without amendment.

A motion was made by Mr. Keyser,

That the Senate take a recess until 12:30 o'clock.

The hour of 23:30 o'clock having arrived and the Senate being in session,

The Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz.:

In the Senate,
February 1, 1905.

Resolved (if the House of Representatives concurs), That when the Senate adjourns to-day that it be to meet on Monday, February sixth, 1905, at 9 o'clock P. M.

He also informed that the House has concurred in Senate amendments to bill, numbered and entitled as follows:

House No. 4. "An act to create the Department of Public Printing and Binding; to carry out the provisions in section twelve article three of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor."

He also presented for concurrence bills numbered and entitled as follows, viz.:

House No. 5. "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class, against properties accommodated or benefited, thereby authorizing the township commissioner to create sewer districts, to apportion the cost of sewer construction among the same, and to prescribe the manner in which the charges shall be assessed on properties and municipal liens filed for the same, or to assess an annual tax for payment of such cost."

House No. 7. "An act to enable townships of the Commonwealth which have heretofore been declared townships of the first class, and which no longer have a population of at least three hundred to the square mile, to again become townships of the second class."

House No. 8. "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of the Commonwealth having over eight hundred thousand inhabitants, prescribing the powers and duties and fixing the salaries of the said assistant district attorneys."

Which were committed to the Committee on Judiciary General.

House No. 9. "An act making an appropriation for the payment of the deficiency in the salary of the State Treasurer."

House No. 11. "An act authorizing the Superintendent of Public Instruction to employ an additional skilled stenographer and typewriter in the Department of Public Instruction."

Which was committed to the Committee on Appropriations.

House No. 13. "An act for the better enforcement in the service of writs of possession in landlord and tenant cases where the premises are forcibly detained by the occupant."

Which was committed to the Committee on Judiciary Special.

House No. 14. "An act to fix the number and salaries of officers, clerks and employes in the State Treasury."

Which was committed to the Committee on Appropriations.

House No. 16. "An act validating ordinances and other transactions of municipal corporations wherein there has occurred a misnomer, omission, informality or other irregularity of or in the corporate name, style and title of such municipality."

Which was referred to the Committee on Judiciary Special.

House No. 17. "An act to amend the first section of an act, entitled 'An act authorizing the entry of a single judgment upon two or more judgment notes in certain cases,' approved the twenty-sixth day of May, Anno Domini one thousand eight hundred and ninety-seven, so as to allow the entry of a single judgment upon two or more judgment notes containing authority to enter judgment, although not containing a warrant of attorney authorizing the entry of judgment thereon."

Which was committed to the Committee on Judiciary General.

The title of the following bill, which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President in presence of the Senate, signed the same, viz:

Senate No. 26 (House No. 4). "An act to create the Department of Public Printing and Binding to carry out the provisions of section twelve, article three of the Constitution in relation to the public printing and binding and the supply of paper and other materials therefor."

A motion was made by Mr. Keyser.

That the Senate do now adjourn,

Which was agreed to.

Whereupon,

The President adjourned the Senate until Monday evening, February 6th, at nine o'clock.

MONDAY, FEBRUARY 6, 1905.

The President pro tem. in the Chair.

Mr. Stober asked and obtained leave of absence for Mr. Quail for this week on account of sickness.

Mr. Roberts asked and obtained leave of absence for Mr. Fisher for today and for Mr. Woods (Westmoreland), for the week on account of sickness.

Mr. Roberts from the committee on Judiciary General to which was committed a bill, entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefited, thereby authorizing the township commissioners to create sewer districts to apportion the cost of sewer construction among the same and to prescribe the manner in which the charges shall be assessed on properties and municipal liens filed for the same or to assess on annual tax for payment of such cost."

Reported bill No. 49 without amendment.

By request of Mr. Keyser, Mr. Sproul read in his place and presented to the Chair a bill, entitled "An act authorizing the appointment of a commission to codify the laws relating to divorce and to co-operate with other States in securing uniformity of divorce legislation in the United States."

Which was committed to the Committee on Appropriations.

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act providing for the permanent improvement of certain public roads or highways in the several counties of this Commonwealth, making such improved roads and highways, county roads, authorizing the re-location, opening, straightening, widening, extension and alteration of the same, and the vacation of so much of any such road as may thereby become unnecessary; authorizing the taking of property for such improvement and providing for the compensation therefor and the damage resulting from such taking, providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road, and authorizing the levy of a tax to provide a fund for such purposes,' approved June twenty-sixth, Anno Domini one thousand eight hundred and ninety-five.Providing that public roads and highways may be constructed, improved and maintained by the several counties of the Commonwealth, as county roads whether existing by either authority or laid out in whole or in part by virtue of this act; and providing that public roads and highways may be originally located, laid out and established for the purpose of such construction, improvement and maintenance by the several counties in the

manner, and by the procedure set out in the amended act and subject to the other provisions thereof; providing for the laying out of a system of main thoroughfares, to which the establishing, construction, improvement and maintenance, of public roads by the counties shall be restricted after January one, Anno Domini one thousand nine hundred and six; but providing for such establishing, construction, improvement and maintenance of roads not parts of said system, upon parties interested paying not less than one-fourth of the original cost of construction. And providing that the county commissioners of any county may provide rules regulating the use of roads constructed and maintained by the counties, and prescribing the penalties for the violation thereof."

Which was committed to the Committee on Public Roads and Highways.

Mr. Danner read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Easton Home for Friendless Children."

Which was committed to the Committee on Appropriations.

He, also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Home for Aged and Infirm Women at Easton."

Which was committed to the Committee on Appropriations.

He, also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Easton Hospital at Easton."

Which was committed to the Committee on Appropriations.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act to amend section eleven and section thirty-two of an act, entitled 'An act defining the rights and liabilities of parties to, and regulating the effect of, contracts for work and labor to be done, and labor or materials to be furnished, to any building, bridge, wharf, dock, pier, bulkhead, vault, subway, tramway, tollroad, conduit, tunnel, mine, coal-breaker, flume, pump, screen, tank, derrick, pipe-line, aqueduct, reservoir, viaduct, telegraph, telephone, railway, or railroad line, canal, mill-race, works for supplying water, heat, light, power, cold air, or any other substance furnished to the public, well for the production of gas, oil or other volatile or mineral substance, or other structure or improvement, of whatsoever kind or character the same may be, providing for the recovery of debts due by reason of such contracts, and repealing, consolidating, and extending existing laws in relation thereto,' approved the fourth day of June, Anno Domini one thousand nine hundred and one, so as to change the form of the claim and writ of scire facias thereon."

Which was committed to the Committee on Judiciary General.

Mr. Sisson read in his place and presented to the Chair a bill, entitled "An act relating to the granting of titles by the Common-

wealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation, and preventing the granting of warrants for the beds of navigable rivers."

Which was committed to the Committee on Judiciary General.

Mr. Steinman read in his place and presented to the Chair a bill, entitled "An act to provide for the better protection of life and health in the several counties and townships of this Commonwealth, by the establishment of county Boards of Health and county and township health officers and to provide compensation for the same and to provide for the notification of the existence of contagious diseases by practicing physicians throughout the Commonwealth and providing for the neglect or violation of any of the provisions of the same."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "An act to prevent further contamination and pollution of the waters in this Commonwealth, to diminish that which exists, to authorize the State Board of Health, to enforce the provisions of this act, and to provide penalties and punishments for violation of the same."

Which was committed to the Committee on Public Health and Sanitation.

He, also read in his place and presented to the Chair a bill, entitled "An act to amend an act, entitled 'An act in relation to Mutual Insurance Companies,' approved the twenty-third day of June, Anno Domini, one thousand eight hundred and eighty-five (P. L. 137).

Which was committed to the Committee on Insurance.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the erection of a suitable monument in the Old Graveyard in the borough of Carlisle, county of Cumberland, to the memory of Mollie Pitcher, the heroine of Monmouth."

Which was committed to the Committee on Appropriations.

Mr. Gransback read in his place and presented to the Chair a bill, entitled "An act relating to vacination in cities of the first class in this Commonwealth."

Which was committed to the Committee on Public Health and Sanitation.

He, also read in his place and presented to the Chair a bill, entitled "An act to provide for the examination and licensing of

persons practising midwifery in the Commonwealth of Pennsylvania."

Which was committed to the Committee on Judiciary General.

Mr. Sisson read in his place and presented to the Chair a bill, entitled "An act providing for the payment of the expense of maintaining prisoners committed to county prisons for non-payment of fines or penalties imposed for the violation of city or borough ordinances of townships of the first class, by the city, borough or township of the first class to which such fines are payable."

Which was committed to the Committee on Judiciary General.

Mr. McNichol read in his place and presented to the Chair a bill, entitled "An act to amend section thirty-seven of an act entitled "An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four."

Which was committed to the Committee on Insurance.

On motion of Mr. Keyser.

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the sessions of the Senate be held each day at eleven o'clock, ante-meridian, and that, unless fixed otherwise by action of the Senate, the adjournment each day be until eleven o'clock ante-meridian, of the following day.

The Private Secretary of the Governor being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 6, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be Trustees of the State Hospital for the Insane at Warren, for the term of three years, to compute from January 3, 1905:

Ned Arden Flood, Meadville.
Frank H. Johnson, Franklin.

SAM'L. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 1, 1905.

To the Honorable the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed concurrent resolution from the Senate and

House of Representatives providing for the printing of three thousand copies of Senate bill No. 11, commonly known as the Game Bill.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 6, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of confirmation:

Allegheny County.

Miss Beatrice Fitzgerald, Pittsburg.

Blair County.

Miss Annie K. Miller, Altoona.

Bradford County.

Joseph M. Ely, Athens.

Delaware County.

Edwin Penrose Hannum, Media.

McKean County.

C. W. Catlin, Port Allegheny.

Philadelphia County.

Joseph M. Mitcheson, Philadelphia.
Stacy B. Lloyd, Philadelphia.
Alexander Park, Philadelphia.
Wm. H. Thornley, Philadelphia.
William J. Geggis, Philadelphia.
George W. Atherholt, Philadelphia.

Washington County.

J. M. K. Donaldson, Mount Pleasant.

SAM'L. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 6, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following

named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Arthur L. Over, Pittsburg, February 27, 1905.
S. L. Neely, Pittsburg, February 27, 1905.
H. M. Davidson, Allegheny, February 27, 1905.
Robert W. Elkin, McKeesport, February 27, 1905.
Ernest D. McCafferty, Allegheny, February 27, 1905.
Godfrey Lerch, Pittsburg, February 27, 1905.
Peter Koch, McKeesport, February 27, 1905.

Beaver County.

William W. Wilson, New Brighton, February 27, 1905.

Berks County.

Aaron S. Hornberger, Cumru township, February 14, 1905.
James M. High, Amity township, February 27, 1905.

Cambria County.

Harry W. Smith, Johnstown, February 27, 1905.

Centre County.

Edmund Blanchard, Bellefonte, February 27, 1905.

Clearfield County.

David S. Moore, Curwensville, March 27, 1905.

Dauphin County.

Wm. Banning, Williamstown, Feb. 27, 1905.

Fayette County.

John Kurtz, Connellsville, Feb. 27, 1905.

Lackawanna County.

Samuel W. Edgar, Scranton, Feb. 27, 1905.

Lawrence County.

Hamilton W. Wilkinson, New Castle, March 7, 1905.

Lebanon County.

H. G. Light, North Lebanon, township, Feb. 20, 1905.

Lehigh County.

David J. Nagle, Allentown, Feb. 27, 1905.
Robert L. Stuart, Allentown, Feb. 27, 1905.

Lycoming County.

Henry C. Parsons, Williamsport, Feb. 27, 1905.
Oliver J. Decker, Williamsport, Feb. 27, 1905.

McKean County.

Frank C. Whitling, Bradford, Feb. 27, 1905.

Mifflin County.

William S. Settle, Lewistown, Feb. 27, 1905.

Philadelphia County.

George W. Harkins, Jr., Philadelphia, Feb. 11, 1905.
Howard A. Darling, Philadelphia, Feb. 26, 1905.
William Sedgley Anderson, Philadelphia, Feb. 27, 1905.
John V. Martin, Philadelphia, Feb. 27, 1905.
H. A. Cannon, Philadelphia, Feb. 27, 1905.
D. A. Stewart, Philadelphia, Feb. 27, 1905.
James A. Tisdall, Philadelphia, Feb. 27, 1905.
J. W. Kenworthy, Philadelphia, Feb. 27, 1905.
William N. Clift, Philadelphia, Feb. 27, 1905.
Harry K. Fries, Philadelphia, Feb. 27, 1905.
Francis C. Adler, Philadelphia, March 6, 1905.
S. C. Kraus, Philadelphia, March 7, 1905.
Charles E. Lex, Philadelphia, March 10, 1905.
Daniel H. Buck, Philadelphia, March 19, 1905.
William F. Paddock, Philadelphia, March 19, 1905.

SAML. W. PENNYPACKER.

A motion was made by Mr. Cumings,

That the rule which requires nominations made by the Governor to lie on the table five days, be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of the following named gentlemen to be trustees of the State Hospital for the Insane, at Warren, for the term of three years, to compute from January 3, 1905:

Ned Arden Flood, Meadville.
Frank H. Johnson, Franklin.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Geberich, Godcharles, Goehring, Gransback,

Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Woods (Allegheny), Zern and Sproul, President pro tem.—36.

NAYS.

None.

Two thirds the Senators having voted "aye" the question was determined in the affirmative.

A motion was made by Mr.

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of confirmation:

Allegheny County.

Miss Beatrice Fitzgerald, Pittsburg.

Blair County.

Miss Annie K. Miller, Altoona.

Bradford County.

Joseph M. Ely, Athens.

Delaware County.

Edwin Penrose Hannum, Media.

McKean County.

C. W. Catlin, Port Allegheny.

Philadelphia County.

Joseph M. Mitcheson, Philadelphia.
Stacy B. Lloyd, Philadelphia.
Alexander Park, Philadelphia.
Wm. H. Thornley, Philadelphia.
William J. Geggis, Philadelphia.
George W. Atherholt, Philadelphia.

Washington County.

J. M. K. Donaldson, Mount Pleasant.

The following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Arthur L. Over, Pittsburg, Feb. 27, 1905.
S. L. Neely, Pittsburg, Feb. 27, 1905.

H. M. Davidson, Allegheny, Feb. 27, 1905.
Robert W. Elkin, McKeesport, Feb. 27, 1905.
Ernest D. McCafferty, Allegheny, Feb. 27, 1905.
Godfrey Lerch, Pittsburg, Feb. 27, 1905.
Peter Koch, McKeesport, Feb. 27, 1905.

Beaver County.

William W. Wilson, New Brighton, Feb. 27, 1905.

Berks County.

Aaron S. Hornberger, Cumru township, Feb. 14, 1905.
James M. High, Amity township, Feb. 27, 1905.

Cambria County.

Harry W. Smith, Johnstown, Feb. 27, 1905.

Centre County.

Edmund Blanchard, Bellefonte, Feb. 27, 1905.

Clearfield County.

David S. Moore, Curwensville, March 27, 1905.

Dauphin County.

William Blanning, Williamstown, Feb. 27, 1905.

Fayette County.

John Kurtz, Connellsville, Feb. 27, 1905.

Lackawanna County.

Samuel W. Edgar, Scranton, Feb. 27, 1905.

Lawrence County.

Hamilton A. Wilkinson, New Castle, March 7, 1905.

Lebanon County.

H. G. Light, North Lebanon township, Feb. 20, 1905.

Lehigh County.

David M. Nagle, Allentown, Feb. 27, 1905.
Robert L. Stuart, Allentown, Feb. 27, 1905.

Lycoming County.

Henry C. Parsons, Williamsport, Feb. 27, 1905.
Oliver J. Decker, Williamsport, Feb. 27, 1905.

McKean County.

Frank C. Whitling, Bradford, Feb. 27, 1905.

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John V. Martin, Philadelphia, Feb. 27, 1905.
H. A. Cannon, Philadelphia, Feb. 27, 1905.
D. A. Stewart, Philadelphia, Feb. 27, 1905.
James A. Tisdall, Philadelphia, Feb. 27, 1905.
J. W. Kenworthy, Philadelphia, Feb. 27, 1905.
William N. Clift, Philadelphia, Feb. 27, 1905.
Harry K. Fries, Philadelphia, Feb. 27, 1905.
Francis C. Adler, Philadelphia, March 6, 1905.
S. C. Kraus, Philadelphia, March 7, 1905.
Charles E. Lex, Philadelphia, March 10, 1905.
Daniel H. Buck, Philadelphia, March 19, 1905.
William F. Paddock, Philadelphia, March 19, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Woods (Allegheny), Zern and Sproul, President pro tem.—36.

NAYS.

None.

Two thirds the Senators having voted "aye" the question was determined in the affirmative.

The Clerk of the House being introduced, presented for concurrence bills numbered and entitled as follows, viz:

In the House of Representatives,
February 1, 1905.

House No. 18. "An act authorizing the payment of costs by the county in certain criminal proceedings where a nolle prosequi shall be entered or the verdict of the jury set aside."

House No. 19. "An act a supplement to an act, entitled 'An act to consolidate, revise and amend the penal laws of the Common-

wealth relating to penal proceedings and pleadings,' approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty."

House No. 20. "An act for the protection of index boards erected by the supervisors of the several townships of the Commonwealth of Pennsylvania at the intersection of public roads within the several townships of the said Commonwealth, and prescribing penalties for the violation of its several provisions."

House No. 22. "An act to prevent and punish the stealing of wire forming part of a line for the transmission of electricity."

House No. 25. "An act to amend the fifth section of an act, entitled 'An act for the taxation of dogs and the protection of sheep,' approved the twenty-fifth day of May, Anno Domini one thousand eight hundred and ninety-three, by requiring proof of the burial of the carcasses of sheep killed by dogs."

House No. 28. "An act confirming and validating elections heretofore held for the increase of municipal indebtedness notwithstanding defects in procedure or ballot."

House No. 30. "An act making it unlawful for the commissioners of any county of this Commonwealth to contract to repair, erect, construct or build any county bridges without due advertisement for sealed proposals excepting contracts not amounting to one hundred ($100.00) dollars."

Which were committed to the Committee on Judiciary General.

Agreeably to order;

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 11, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds and song and insectiverous and other wild birds, and prescribing penalties for violation of its several provisions."

The sections of the bill from the first to the ninth, inclusive, were separately considered and agreed to.

On the question,

Will the Senate agree to the tenth section?

A motion was made by Mr. Sisson and Mr. Roberts,

That the vote had by which the Senate agreed to the ninth section be reconsidered,

Which was agreed to.

And the question recurring

Will the Senate agree to the ninth section?

A motion was made by Mr. Sisson and Mr. Roberts,

That the vote had by which the Senate agreed to the eighth section be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the eighth section?

A motion was made by Mr. Sisson and Mr. Roberts,

That the vote had by which the Senate agreed to the seventh section be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the seventh section?

A motion was made by Mr. Sission and Mr. Roberts,

That the vote had by which the Senate agreed to the sixth section be reconsidered,

Which was agreed to.

And the question recurring,

Will the Senate agree to the sixth section?

A motion was made by Mr. Sisson and Mr. Roberts,

That the vote had by which the Senate agreed to the fifth section be reconsidered,

Which was agreed to.

And the question recurring,

Will the Senate agree to the fifth section?

A motion was made by Mr. Sisson and Mr. Roberts.

That the vote had by which the Senate agreed to the fourth section be reconsidered,

And the question recurring,

Will the Senate agree to the fourth section?

A motion was made by Mr. Sisson and Mr. Roberts.

That the vote had by which the Senate agreed to the third section be reconsidered.

Which was agreed to.

And the question recurring.

Will the Senate agree to the third section?

A motion was made by Mr. Sisson and Mr. Roberts.

That the vote had by which the Senate agreed to the second section be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the second section?

A motion was made by Mr. Sisson and Mr. Roberts.

That the vote had by which the Senate agreed to the first section be reconsidered,

Which was agreed to.

And the question recurring,

Will the Senate agree to the first section?

A motion was made by Mr. Sisson,

That said bill be recommitted to the committee on Game and Fisheries,

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 27, entitled "A joint resolution to provide for the participation by the National Guard of Pennsylvania in the inaugural ceremonies of Theodore Roosevelt, President-elect of the United States to be held in the city of Washington, District of Columbia, March fourth, one thousand nine hundred and five, and making an appropriation to pay the expenses of a provisional brigade selected for that purpose."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 29, entitled "An act giving a remedy by bill of equity against the publishers of newspapers for publications affecting individuals, associations, firms or corporations and alleged to be false in whole or in part."

The first and second sections of the bill were separately considered and agreed to,

On the question,

Will the Senate agree to the third section?

A motion was made by Mr. Dewalt,

To amend the same by adding to the section the following:

Provided, however, That no individual, firm, association or corporation shall file his, her or its bill in equity as hereinbefore provided until he, she or it shall have first given ten days written notice personally served upon the editor, manager or proprietor of the newspaper or publication complained of, of his, her or its intention to file such bill in equity.

And provided further that if within the said ten days the publication or newspaper complained of shall make and publish a retraction satisfactory to the party or parties injured, the said party or parties alleging such injury shall not be permitted to file such bill in equity."

Which was agreed to.

The section as amended was then agreed to.

The title was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 30, entitled "An act to prevent and punish the wilful damage or injury to the poles, wires and fixtures of telephone lines"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Dewalt,

That the foregoing Senate bill No. 30, be recommitted to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 31, entitled "An act to amend section one of an act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved May sixth, Anno Domini, one thousand eight hundred and eighty-seven, so as to include among the person taking an estate or any part thereof to whom the act does not apply the children of a deceased husband or wife in whom the estate formerly vested."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 32, entitled "An act to prevent and punish the stealing of wire forming a part of a line for the transmission of electricity."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 33, entitled "An act authorizing the acquisition and maintenance by the Commonwealth of Pennsylvania in conjunction with the States of New York and New Jersey, of toll bridges across the Delaware river and providing for free travel across the same."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 34, entitled "An act to exempt from payment of collateral inheritance tax, bequests and devises for the building or erection of churches for public use."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 35, entitled "An act for the prevention of idiocy."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 36, entitled "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved tenth July, one thousand nine hundred and one, and extending it to the condemnation of servitudes, easements of way and streets and alleys opened or unopened, laid out and dedicated by the proprietors of town plots but not under public supervision or control and close the same or portion thereof and providing for the payment of costs on appeal."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 37, entitled " An act, entitled 'An act to provide for the support out of the county treasury of the sick and injured poor when under treatment in hospitals in cities and boroughs."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

On motion of Mr. Godcharles, the Senate resumed the third reading and consideration of Senate bill No. 22, entitled "An act extending the jurisdiction of the courts of this Commonwealth in case of divorce."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

A motion was made by Mr. Godcharles.

That the Senate resolve itself into committee of the whole on said bill for the purpose of amending the same by inserting after the word "county" in section one, line eleven the words "or State;" by inserting after the word "county" in line fourteen the words "or State;" by striking out the word "same" in the same line and inserting in lieu thereof the words "said county" and by inserting after the words "defendant" in line twenty-one the words "a copy of said newspaper shall be mailed to last known address of the respondent."

Which was agreed to.

Whereupon,

The Senate resolved itself into committee of the whole on said bill (Mr. Cumings in the chair.)

After some time the committee rose and the Chairman, Mr. Cumings, reported the bill amended as directed by the Senate.

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 38. "An act to amend the first section of an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia and defining the powers and duties of the same.'"

Senate No. 39. "An act providing for and defining the rights, remedies, duties and liabilities of purchasers of real estate at judicial sales, and of their grantees, heirs and devises, and of the persons then in possession thereof."

Senate No. 40. "An act to provide for an additional law judge of the several courts of the Sixth Judicial District."

Senate No. 41. "An act to amend an act entitled 'An act relating to husband and wife who are the parents of minor children, enlarging and extending the power, control and authority of the mother over their minor children under certain circumstances,' approved the twenty-sixth day of June, one thousand eight hundred and ninety-five."

Senate No. 42. "An act relating to church charters which have

been granted without incorporating the provisions of section seven of act of twenty-sixth of April, one thousand eight hundred and fifty-five, validating the same for the period of two years, and authorizing amendments to said charters containing the provisions of said section seven of the act of the twenty-sixth of April, one thousand eight hundred and fifty-five."

Senate No. 43. "An act to amend the final clause of section three of an act, entitled 'An act to establish an intermediate court of appeal, regulating its constitution, officers, jurisdiction, powers, practice and its relation to the Supreme Court and other courts, providing for the reports of its decisions, the compensation of the judges and other officers, and the practice and costs on appeals from its judgments,' approved the twenty-fourth day of June, eighteen hundred and ninety-five, providing for the furnishing of stationery, blank books, printing and supplies for the said Superior Court."

Senate No. 44. "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use, and of views, reviews, and re-reviews in connection with such proposed new road,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass, of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same, and of the time and place of their meeting."

Senate No. 45. "An act permitting children residing in school districts in which no public high school is maintained to attend a high school in some other district located near their homes, and providing for the payment of cost of tuition and school books."

Senate No. 46. "A further supplement to an act of Assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey any real estate, buildings and property, the title which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of Assembly, whenever such real estate, buildings and property shall have become useless to such school district by reason of dilapidation and decay, or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming any sales of such property heretofore made on account of and for similar reasons, provided no litigation or question of title now pending and undetermined shall be affected hereby."

Senate No. 47. "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

Senate No. 48. "An act to prohibit the adulteration of articles of food and drink, prohibiting the sale or possession of adulterated articles of food or drink, making the same a misdemeanor, and providing penalties and the method of procedure for the enforcement thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. McNichol,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until to-morrow morning at eleven o'clock.

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TUESDAY—February, 7, 1905.

The President in the Chair.

Mr. Keyser asked and obtained leave of absence for Mr. Edmiston, on account of sickness.

Mr. Cumings asked and obtained leave of absence for Mr. Stineman, on account of sickness.

Mr. Crawford presented a petition of citizens of the township of Mifflin, Allegheny county, Pa., praying for the passage of an act amending the act approved April twenty-eighth, one thousand eight hundred and ninety-nine, providing for the classification of the township of the Commonwealth, so as to enable townships which have heretofore been declared townships of the first class, and no longer have the population required by said act, to again become townships of the second class.

Which was referred to the Committee on Judiciary General.

The Chair laid before the Senate a petition of citizens of Pennsylvania in favor of the passage of the bill prohibiting the shooting of live pigeons at the traps, as target, or for amusement or as a test of skill.

Which was referred to the Committee on Game and Fisheries

Mr. White, from the Committee on Appropriations, to which was committed a bill, entitled "An act authorizing the appointment of

a commission to codify the laws relating to divorce, and to co-operate with other States in securing uniformity of divorce legislation in the United States."

Reported bill No. 50 without amendment.

Mr. Stober, from the same committee, to which was committed a bill, entitled "An act to authorize the purchase of historical works, relative to the service of Pennsylvania Volunteers during the late Civil War."

Reported bill No. 51 with amendment.

Mr. Dewalt from the same committee, to which was committed a bill, entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming and other requisite branches."

Reported bill No. 52 without amendment

Mr. Cumings, from the same committee, to which was committed a bill, entitled "An act entitled an act making an appropriation for the expenses required by an act, entitled 'An act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers, sailors and marines, and the destitute children of permanently disabled soldiers, sailors and marines of the State,' approved May twenty-third, one thousand eight hundred and eighty-nine, also making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan Industrial School, and the Soldiers' Orphan Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three."

Reported bill No. 53 without amendment.

Mr. Crawford, from the same committee, to which was committed a bill, entitled "An act making an appropriation for the payment of the deficiency in the salary of the State Treasurer."

Reported Senate bill No. 54 (House No. 9) without amendment.

Mr. Heidelbaugh, from the same committee, to which was committed a bill, entitled "An act authorizing the Superintendent of Public Instruction to employ an additional skilled stenographer and typewriter in the Department of Public Instruction."

Reported Senate bill No. 55 (House No. 11) without amendment.

Mr. Woods (Allegheny), from the Committee on Judiciary General, to which was committed a bill, entitled "An act providing that where a husband and wife are resident in different counties within this Commonwealth, and a cause of divorce shall arise,

the injured party may institute and prosecute proceedings in divorce in either county."

Reported bill No. 56 without amendment.

Mr. Cumings, from the Committee on Public Grounds and Buildings, to which was committed a bill, entitled "An act entitled 'An act to provide for the extension of Capitol Park, in the city of Harrisburg, and for the purchasing or taking and condemnation of the real estate in connection therewith, and making an appropriation therefor, and the expenses, etc., in connection therewith."

Reported bill No. 57 with amendment.

Mr. Brown, from the Committee on Insurance, to which was committed a bill, entitled "An act to amend section thirty-seven of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four."

Reported bill No. 58 without amendment.

He also, from the Committee on Banks and Building and Loan Associations, to which was committed a bill, entitled "An act authorizing the Commissioner of Banking to appoint five additional examiners, and providing for their compensation and expenses."

Reported bill No. 59 without amendment.

Mr. Gransback read in his place and presented to the Chair a bill, entitled "An act giving to the Bureau of Health in cities of the first class supervision over the sanitary conditions of all premises, wagons, carts and receptacles occupied or used for the sale and distribution of milk and its fluid derivatives and the issuing of permits for the sale of same and providing for the punishment for violations thereof."

Which was committed to the Committee on Public Health and Sanitation.

He, also read in his place and presented to the Chair a bill, entitled "An act to provide for the licensing and regulating of slaughter houses and shops, wagons and places where meats, dressed poultry, fish, game, shellfish, fruits and vegetables are prepared for use as food or are stored or exposed for sale in cities of the first class in this Commonwealth and providing penalties for any violation of any regulation governing the same."

Which was committed to the Committee on Public Health and Sanitation.

He, also read in his place and presented to the Chair a bill, entitled "An act to regulate the vaccination of all employes, attendants, patients and inmates of educational, penal, reformatory, charitable, benevolent, or eleemosynary institution to which the

Commonwealth renders aid by making appropriations of money thereto."

Which was committed to the Committee on Public Health and Sanitation.

He, also read in his place and presented to the Chair a bill, entitled "An act relating to vital statistics in cities of the first class in this Commonwealth, especially concerning births, deaths and marriages and the recording of the same."

Which was committed to the Committee on Public Health and Sanitation.

He, also read in his place and presented to the Chair a bill, entitled "An act to provide for the protection of the public health by giving and granting to those having charge of the public health and sanitation in cities, boroughs, townships and counties of this Commonwealth full power to make rules and regulations governing the care and control of persons suffering from cholera, yellow fever, typhoid fever, typhus fever, scarlet fever, relapsing fever, small-pox (variola or varioloid), chicken pox (varicella), diphtheria, diphtheretic croup, membraneous croup, cerebro-spinal meningitis, measles, mumps, whooping cough, tuberculosis (in any of its diverse forms), pneumonia, influenza, erysipelas, puerperal fever, plague (Bubonic), trachoma, leprosy, tetanus, glanders, hydrophobia, (rabies), or anthrax, also to make rules and regulations governing the sanitary control and disinfection of premises where persons may be or have been suffering from said diseases and persons coming in contact therewith and the burial of persons who may die from any of said diseases, fix fines and penalties for the violation thereof and the enforcement of the same."

Which was committed to the Committee on Public Health and Sanitation.

Mr. White read in his place and presented to the Chair a bill, entitled "An act to provide for the classification of the boroughs of the Commonwealth with the respect to their population, into two classes, establishing the form of government for the boroughs of each class, creating the office of comptroller in boroughs of the first class, extending the term of office of treasurer, providing for the collection of borough taxes and prescribing the duties of officers of boroughs of the first class."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act to regulate the nomination of public officers, providing for and regulating the holding of primary elections and punishing certain offenses in regard to such primary elections."

Which was committed to the Committee on Elections.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act to amend sections two and three of an act en-

titled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth; authorizing the appointment of official stenographers in the several courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth; authorizing the appointment of stenographers by examiners, masters, referees, commissioners and auditors; authorizing the appointment of assistant stenographers; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eleventh, Anno Domini one thousand eight hundred and seventy-four; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eighth, Anno Domini, one thousand eight hundred and seventy-six, and repealing "An act defining the duty of court stenographers in the several counties of this State,' approved June tenth, Anno Domini, one thousand eight hundred and eighty-one, approved the twenty-fourth day of May, Anno Domini, one thousand eight hundred and eighty-seven."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Pennsylvania Sanitorium and Benevolent Association of the city of Philadelphia."

Which was committed to the Committee on Appropriations.

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act amending section two of an act, entitled a supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth."

Which was committed to the Committee on Finance.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation for suitable monuments to be erected to the memory of Generals John F. Hartranft and Winfield Scott Hancock at the borough of Norristown, Montgomery county, Pennsylvania, and providing for the appointment of Commissioners to supervise the erection thereof."

Which was committed to the Committee on Appropriations.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Harrisburg Hospital."

Which was committed to the Committee on Appropriations.

Mr. Grinn read in his place and presented to the Chair a bill, entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties and those parties or organizations making nominations, and punishing certain offenses in regard to such election."

Which was committed to the Committee on Elections.

Mr. McNees read in his place and presented to the Chair a bill, entitled "An act to amend the thirty-seventh section of an act, entitled 'An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, Anno Domini, one thousand eight hundred and sixty, providing for imprisonment of a defendant convicted of fornication, or fornication or bastardy, upon failure to pay the penalties imposed, and to empower the court to suspend, modify or remit the sentence during or after the term."

Which was committed to the Committee on Judiciary General.

Mr. Fisher read in his place and presented to the Chair a bill, entitled "An act to fix the salaries of the Attorney General, the Deputy Attorney General, and the salaries of the clerks and private secretary of the Attorney General's Department."

Which was committed to the Committee on Judiciary General.

He, also read in his place and presented to the Chair a bill, entitled "An act authorizing the State Treasurer to refund to C. C. Dunkel the amount paid by him for his commission as Notary Public."

Which was committed to the Committee on Judiciary Special.

Mr. Hill read in his place and presented to the Chair a bill, entitled "An act entitled a further supplement to an act entitled 'An act relating to executions,' approved June sixteenth, eight hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act, by providing that proceedings to obtain possession of land sold on execution, shall take place before one justice of the peace, alderman or magistrate, and a jury of six men, instead of before two justices of the peace or aldermen, and a jury of twelve men, as provided by said act, and fixing the time for the hearing in such proceedings."

Which was committed to the Committee on Judiciary General.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act providing for the relief of poor persons, regulating their settlements in poor districts, providing a means of enforcing the removal of a poor person to the district of his settlement, the payment for relief furnished to him and the payment of costs incident thereto and authorizing courts of quarter sessions to compel certain relations to contribute to the relief of poor persons."

Which was committed to the Committee on Judiciary Special.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act to authorize the appointment of a clerk or deputy by the Prothonotary of the Supreme Court, Middle District, and Superior Court, Harrisburg district, and fixing the salary of the said clerk or deputy, which shall be paid by the State."

Which was committed to the Committee on Judiciary Special.

By request, he also read in his place and presented to the Chair a bill, entitled "An act authorizing Mrs. E. L. King, administratrix of the estate of Edgar L. King, deceased, to bring an action in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

Which was committed to the Committee on Judiciary Special.

Agreeably to order,

The Senate resumed the consideration of Senate bill, No. 22, entitled "An act extending the jurisdiction of the courts of this Commonwealth in case of divorce."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gochring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Shephard, Sisson, Thomas, Thompson, White, Woods (Allegheny) and Zern—37.

NAYS.

Mr. Stober—1.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill, No. 24, entitled "An act requiring the county commissioners in any county of this Commonwealth having a population of

less than five hundred thousand before making contracts for the erection of buildings or bridges or the alteration or repairing of the same or the purchase of furniture or supplies to advertise for bidders."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz::

YEAS.

Messrs. Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Roberts, Shepard, Sisson, Stewart, Thomas, Woods (Allegheny) and Zern—35.

NAYS.

Messrs. Thomas and White.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On leave given at this time,

Mr. Cochran from the Committee on Judiciary Special to which was committed a bill, entitled "An act relating to the collection of State, county, city, school, and poor taxes in the several cities of the third class of this Commonwealth, and providing that the city treasurer of each of said cities by virtue of his office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation."

Reported bill No. 60 without amendment.

On leave given at this time,

Mr. Shepard from the Committee on Judiciary General to which was committed a bill, entitled "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having over eight hundred thousand inhabitants, prescribing the powers and duties and fixing the salaries of the said assistant district attorneys."

Reported Senate bill No. 61 (House No. 8), without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 25, entitled "An act to prohibit the sale or use of certain fire-works, fire-crackers, pistols, explosive canes and ammunition and providing penalties for violation thereof."

And said bill having ben read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Fox asked and obtained unanimous consent to amend the same by striking out the word "three" in section one line ten and inserting in lieu thereof the word "five."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading an consideration of Senate bill No. 27, entitled "A joint resolution to provide for the participation by the National Guard of Pennsylvania in the inaugural ceremonies of Theodore Roosevelt, President-elect of the United States, to be held in the city of Washington, District of Columbia, March fourth, one thousand nine hundred and five, and making an appropriation to pay the expenses of a provisional brigade selected for that purpose."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Roberts, Sisson, Sproul, Stober, Thomas, Thomson, White, Woods (Allegheny) and Zern—38.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading an consideration of Senate bill No. 31, entitled "An act to amend section one of an act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved May sixth, Anno Domini one thousand eight hundred and eighty-seven, so as to include among the person taking an estate or any part thereof to whom the act does not apply, the children of a deceased husband or wife in whom the estate formerly vested."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Roberts, Shepard, Sisson, Sproul, Stober, Thomas, Thomson, White, Woods (Allegheny) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 32, entitled "An act to prevent and punish the stealing of wire forming a part of a line for the transmission of electricity."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill,

Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Roberts, Shepard, Sisson, Sproul, Stewart, Stober, Thomas, Thomson, White, Woods (Allegheny) and Zern—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 33, entitled "An act authorizing the acquisition and maintenance by the Commonwealth of Pennsylvania in conjunction with the States of New York and New Jersey of toll bridges across the Delaware river, and providing for free travel across the same."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

A motion was made by Mr. White,

That the question, together with the further consideration of said bill, be postponed for the present.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 34, entitled "An act to exempt from payment of collateral inheritance tax bequests and devises for the building or erection of churches for public use."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed, as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring,

Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Shepard, Sisson, Sproul, Stuart, Stober, Thomas, Thomson, White, Woods (Allegheny) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 35, entitled "An act for the prevention of idiocy."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Catlin, Cochran, Crawford, Cumings, Dewalt, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPhillips, Roberts, Shepard, Sisson, Sproul, Thomas, Thomson, White, Woods (Allegheny) and Zern—29.

NAYS.

Messrs. Brown, Danner, Fox, Herbst and Stewart—5.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading an consideration of Senate bill No. 36, entitled "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved July tenth, one thousand nine hundred and one, and extending it to the condemnation of servitudes, easements of way, streets and alleys, opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or

control, and close the same or portion thereof, and providing for the payment of costs on appeal."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed, as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cummings, Danner, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Miller, Phillips, Roberts, Shepard, Sisson, Sproul, Stuart, Stober, Thomas, Thomson, White, Woods (Allegheny) and Zern—40.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 34, entitled "An act entitled 'An act to provide for the support out of the county treasury of the sick and injured poor when under treatment in hospitals in cities and boroughs."

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill?

A motion was made by Mr. Roberts,

That said bill be recommitted to the Committee on Judiciary General.

Which was agreed to.

On leave given at this time,

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act regulating fire insurance companies and policies."

Which was committed to the Committee on Insurance.

On leave given at this time,

Mr. Sproul read in his place and presented to the Chair a bill, entitled "An act to regulate the fee of tipstaves of the courts of judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants."

Which was committed to the Committee on Judiciary General.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 38, entitled "An act to amend the first section of an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia, and defining the powers and duties of the same.'"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Brown,

That Senate bill No. 39, entitled "An act providing for and defining the rights, remedies, duties and liabilities of purchasers of real estate at judicial sales, and of their grantees, heirs and devises, and of the persons then in possession thereof," be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 40, entitled "An act to provide an additional law judge of the several courts of the Sixth Judicial District."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 41, entitled "An act to amend an act, entitled 'An act relating to husband and wife who are the parents of minor

children, enlarging and extending the power, control and authority of the mother over their minor children under certain circumstances,' approved the twenty-sixth day of June, one thousand eight hundred and ninety-five."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 43, entitled "An act to amend the final clause of section three of an act, entitled 'An act to establish an intermediate court of appeal, regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts, providing for the reports of its decisions, the compensation of the judges and other officers, and the practice and costs on appeals from its judgments,' approved the twenty-fourth day of June, eighteen hundred and ninety-five, providing for the furnishing of stationery, blank books, printing and supplies for the said Superior Court."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 44, entitled "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use, and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass, of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same, and of the time and place of their meeting."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 45, entitled "An act permitting children residing in school districts in which no public high school is maintained to attend a high school in some other district located near their homes, and providing for the payment of cost of tuition and school books."

On the question,

Will the Senate agree to the first and only section?

A motion was made by Mr. Cumings,

To amend the same by inserting after the word "school," in line eleven, the word "shall."

Which was agreed to.

The section as amended was then agreed to.

The title was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 46, entitled "A further supplement to an act of Assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey real estate, buildings and property, the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of Assembly, whenever such real estate, buildings and property shall have become useless to such school district by reason of dilapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming any sales of such property heretofore made on account of and for similar reasons, provided no litigation or question of title now pending and undetermined shall be affected hereby."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 47, entitled "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Keyser,

That Senate bill No. 48, entitled "An act to prohibit the adulteration of articles of food and drink, prohibiting the sale or possession of adulterated articles of food or drink, making the same a misdemeanor, and providing penalties and the method of procedure for the enforcement thereof," be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 49 (House No. 5), entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefitted thereby authorizing the township commissioners to create sewer districts, to apportion the cost of sewer construction among the same, and to prescribe the manner in which the charges shall be assessed on properties and municipal liens, filed for the same or to assess an annual tax for payment of such cost."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, the Governor, which were read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 7, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law I have the honor hereby nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Charles W. Dripps, Pittsburg, February 7, 1905.
J. Clyde Miller, Homestead, February 12, 1905.
Miss Maude Kelly, Pittsburg, February 12, 1905.
P. J. Bauer, Millvale, February 21, 1905.
Jos. Tomcsanyi, Munhall, February 27, 1905.
Harold W. Watkins, Allegheny, February 27, 1905.

Clearfield County.

W. C. Miller, Clearfield, February 20, 1905.

Lancaster County.

John B. Stroh, Manheim, February 25, 1905.

Luzerne County.

Edward H. Kulp, Wilkes-Barre, March 15, 1905.

Lycoming County.

Thomas H. Hammond, Williamsport, February 27, 1905.
Philip F. Hartranft, Montgomery, February 20, 1905.

Montgomery County.

Aldes J. Bernhart, Pottstown, February 15, 1905.

Perry County.

Frank H. Zinn, Newport, February 27, 1905.

Philadelphia County.

Myer Michael, Philadelphia, February 7, 1905.
Fergus F. MacWilkie, Philadelphia, February 7, 1905.
William M. Wilson, Philadelphia, February 7, 1905.
Charles W. Irvin, Philadelphia, February 26, 1905.
William H. Roth, Philadelphia, February 27, 1905.

SAML. W. PENNYPACKER.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Common-

wealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Charles W. Dripps, Pittsburg, February 7, 1905.
J. Clyde Miller, Homestead, February 12, 1905.
Miss Maude Kelly, Pittsburg, February 12, 1905.
P. J. Bauer, Millvale, February 21, 1905.
Jos. Tomcsanyi, Munhall, February 27, 1905.
Harold W. Watkins, Allegheny, February 27, 1905.

Clearfield County.

W. C. Miller, Clearfield, February 20, 1905.

Lancaster County.

John B. Stroh, Manheim, February 25, 1905.

Luzerne County.

Edward H. Kulp, Wilkes-Barre, March 15, 1905.

Lycoming County.

Thomas H. Hammond, Williamsport, February 27, 1905.
Philip F. Hartranft, Montgomery, February 20, 1905.

Montgomery County.

Aldes J. Bernhart, Pottstown, February 15, 1905.

Perry County.

Frank H. Zinn, Newport, February 27, 1905.

Philadelphia County.

Myer Michael, Philadelphia, February 7, 1905.
Fergus F. MacWilkie, Philadelphia, February 7, 1905.
William M. Wilson, Philadelphia, February 7, 1905.
Charles W. Irvin, Philadelphia, February 26, 1905.
William H. Roth, Philadelphia, February 27, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Gerberich, Godcharles, Gochring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck,

Matson, McNees, McNichol, McPherson, Phillips, Roberts, Shepard, Sisson, Stober, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Phillips,

That the Senate do advise and consent to the nomination of Charles F. Buchanan, Ellwood City, to be a member of the State Board of Undertakers, for the term of three years from October 16, 1903.

Agreeably to the Executive message presented on January 18th. 18th.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Phillips, Shepard, Sisson, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) —35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Clerk of the House being introduced, presented for concurrence bills numbered and entitled as follows, viz:

House No. 15. "An act to amend an act, entitled 'An act to amend the charter of incorporation of the borough of Bristol granted the fourteenth day of November, Anno Domini, one thousand seven hundred and twenty and the several acts supplementary thereto,' approved the fifteenth day of February, Anno Domini one thousand eight hundred and fifty-one by striking out the proviso to the tenth section of said act which limits the amount of the indebtedness of said borough."

House No. 21. "An act authorizing boroughs to manufacture gas for the purpose of supplying themselves and their inhabitants with light, heat and fuel, and for such purpose conferring the right of eminent domain."

House No. 23. "An act to enable city, county, poor, township, ward, school and borough tax collectors to collect taxes for the payment of which they have become liable or for which they shall during the year one thousand nine hundred and five become personally liable without having collected the same by expiration of the authority of their respective warrants or by the expiration of their term of office and to extend the time for the collection of the same for the period of one year from the passage of this act."

Which were committed to the Committee on Judiciary Special.

House No. 24. "An act to amend an act approved the fifth day of March, Anno Domini eighteen hundred and seventy-five, entitled 'An act authorizing the Judges of the Supreme Court to appoint officers of said Court.

House No. 27. "An act amending the first, second and third sections of an act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved tenth July, one thousand nine hundred and one extending it to the condemnation of servitudes, easements of way and streets or alleys opened or unopened, laid out and dedicated by the proprietors of town plots but not under public supervision or control and close the same or portions thereof and providing for the payment of costs on appeal."

Which were committed to the Committee on Judiciary General.

House No. 31. "An act to provide for the running, relocating, changing, fixing and marking of county lines."

Which was committed to the Committee on Judiciary Special.

A motion was made by Mr. Keyser.

That the Senate take a recess until two o'clock this afternoon,

Which was agreed to.

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SAME DAY—Afternoon.

The President in the Chair.

Agreeably to order,

The Senate convened in special session at two o'clock, p. m., to consider resolutions in memory of Hon. John T. Harrison, deceased, late a member of the Senate from the Fourth Senatorial District; Hon. Alexander E. Patton, deceased, late a member of the Senate from the Thirty-fourth Senatorial District, and Edwin W. Smiley, deceased, late Chief Clerk of the Senate.

Whereupon,

On motion of Mr. Shepard, chairman of the special committee appointed to prepare resolutions expressive of the sentiment of the Senate relative to the death of Hon. John T. Harrison, late a member of the Senate from the Fourth Senatorial District.

The following preambles and resolutions were twice read, considered and agreed to, viz:

Whereas, The Almighty in his wisdom has called to the eternal rest the Honorable John T. Harrison, the Senator from the Fourth District.

And Whereas, His public and private life was a bright and noble example of honor, integrity and faithfulness; therefore be it,

Resolved, That the Senate hereby expresses the deep sense of loss it has sustained in the death of Senator Harrison, whose entire life was devoted to the interests and benefit of his fellowmen.

Resolved, That in Senator Harrison we ever found a true and faithful friend, an earnest advocate of the interests of the people, an honest and upright citizen and an ever ready champion of the right.

Resolved, That the Senate records its sorrow at its loss and extends to his family its sincere sympathy for them in their bereavement and the hope that in their sorrow the memory of his attainments and achievements may be a balm to their hearts.

Resolved, That a copy of these resolutions with the action of the Senate thereon duly engrossed and attested be forwarded to the family of the deceased.

JESSE S. SHEPARD,
EDWARD A. IRVIN,
H. H. CUMINGS,
J. HENRY COCHRAN,
J. K. P. HALL,
J. A. STOBER,
JNO. S. FISHER.

On motion of Mr. Shepard,

The following resolution was twice read, considered and agreed to, viz.:

Resolved (if the House of Representatives concur), That one thousand (1,000) copies of the proceedings of the memorial service held in honor of the late Hon. John T. Harrison be printed for the use of the Senate.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Irvin, of the special committee appointed to prepare resolutions expressive of the sentiment of the Senate relative to the the death of Honorable Alexander E. Patton, late a member of the Senate from the Thirty-fourth Senatorial District,

The following preambles and resolutions were twice read, considered and agreed to, viz.:

Whereas, Our brother Senator, Alexander Ennis Patton, a member of the Senate of Pennsylvania from the Thirty-fourth District, has, after the close of the last session, passed from the busy scenes of life to the repose of peace and eternal rest; and,

Whereas, His public and official career has distinguished him as one of the foremost citizens of our Commonwealth; therefore,

Resolved, That the Senate give expression to the great loss it has sustained in the death of our colleague, whose abilities as a legislator, and whose industry, grasp of business and enthusiasm command the respect of the people of the Commonwealth.

Resolved, That his great enterprise in the development of the mineral resources of the central part of the State, and in the construction of railroads and his forcefulness in the conduct of all the industrial, commercial and financial matters with which he was identified, marked him as the successful man of affairs.

Resolved, That his zeal in furthering the cause of Public Education, his interest in hospital work and in everything tending to the betterment of humanity as shown by his generosity in private life and his contributions to the cause of higher education have erected a monument more enduring than can be erected by his contemporaries.

Resolved, That the loss to his own community and to his many associates is irreparable, the loss to the Commonwealth is great; but the greatest of all is to his own home, and we, the members of the Senate surviving, tender our condolence to the family so bereaved, and direct that a copy of these resolutions, duly engrossed and attested, be forwarded to his widow.

JESSE S. SHEPARD,
EDWARD A. IRVIN,
J. K. P. HALL,
J. HENRY COCHRAN,
HENRY H. CUMINGS,
J. A. STOBER,
CYRUS E. WOODS,
JOHN S. FISHER,
WM. C. SPROUL,
President pro Tempore.

On motion of Mr. Irvin,

The following resolution was twice read, considered and agreed to, viz.:

Resolved (if the House of Representatives concur), That one thousand (1,000) copies of the memorial service held in honor of the late Honorable Alexander E. Patton be printed for the use of the Senate.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Cumings, of the special committee appointed to prepare resolutions expressive of the sentiment of the Senate relative to the death of Edwin W. Smiley, late Chief Clerk of the Senate,

The following preambles and resolutions were twice read, considered and agreed to, viz.:

Whereas, Edwin Wilson Smiley, late Chief Clerk of the Senate of Pennsylvania, was removed from us by death on the seventh day of September, 1904, after having served this body in various official capacities for a period of nearly twenty-five years—ten years of that time as its Chief Clerk—and it is eminently fit and becoming that this Senate should give formal expression of its recognition of such a long and honorable record of official service, and its regret that this service has been terminated by death; therefore,

Resolved, That this Senate express its recognition of the singular ability, industry and fidelity which characterized Edwin Wilson Smiley's long official connection with this body; its obligation to him especially for the valuable and efficient service rendered by him as its Chief Clerk, to which office he brought a knowledge of parliamentary law and of the precedents of the Senate which was invaluable; and its deep and lasting appreciation of the uniform courtesy and spirit of helpfulness which he displayed to all the members of the Senate, and that in his death the Senate has suffered a great personal as well as a great official loss, and that while we bow with humble submission to the Divine Decree which has removed him from the scene of his earthly labors, we cherish his memory as that of an able and faithful servant of the State, a loyal and helpful friend, and an upright and worthy man; and,

Resolved, That the sympathy of the members of this Senate is hereby extended to his widow and children, in the great loss which has come to them through his death; and,

Resolved, That these preambles and resolutions be entered upon the Journal of the Senate, and that an engrossed copy thereof be furnished to his family.

HENRY H. CUMINGS,
J. A. STOBER,
JESSE S. SHEPARD,
EDWARD A. IRVIN,
J. HENRY COCHRAN,
J. K. P. HALL,
JOHN S. FISHER,
WILLIAM C. SPROUL,
President pro Tempore.

On motion of Mr. Cumings,

The following resolution was twice read, considered and agreed to,viz.:

Resolved (if the House of Representatives concur), That one thousand copies of the memorial services held in honor of Edwin W. Smiley, late chief clerk of the Senate, be printed for the use of the Senate.

A motion was made by Mr. Shepard,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning at eleven o'clock.

WEDNESDAY, FEBRUARY 8, 1905.

The President in the Chair.

Mr. Herbst asked and obtained leave of absence for Mr. Zern for to-day.

Mr. McPherson presented a remonstrance of the Woman's Club, of Mechanicsburg, Pennsylvania, against the passage of the bill introduced by Mr. McNichol, to legalize the sale of candy, ice cream, cigars, etc., and the printing and selling of newspapers on Sunday.

Which was referred to the Committee on Judiciary General.

On leave given at this time,

On motion of Mr. Keyser,

The following resolution was twice read, considered and agreed to, viz.:

Resolved (if the House of Representatives concur), That when the Senate adjourn to-day it be to meet at nine o'clock P. M. on Monday, February 13th, 1905.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Mr. Cochran presented a petition of the voters of Lycoming County, praying for the passage of a State local option law.

Which was referred to the Committee on Law and Order.

Mr. Roberts, from the Committee on Judiciary General, to which was committed a bill, entitled "An act providing that the District Attorneys in all counties whose population does not exceed one hundred and fifty thousand, shall be paid a salary, which salary shall be in lieu of all fees and in full compensation for their services, and providing for the appointment of assistant district attorneys in said counties and for the compensation of the same; and providing that the fees heretofore allowed the district attorneys upon indictments shall remain in amount as heretofore, but shall hereafter be as part of the costs for the use and benefit of the proper county,"

Reported bill No. 62 without amendment.

Mr. Freeland, from the Committee on Judiciary General, to which was committed a bill, entitled "An act providing for the payment of the expense of maintaining prisoners committed to county prisons for non-payment of fines or penalties imposed for the violation of city or borough ordinances, or ordinances of townships of the first class, by the city, borough or township of the first class to which such fines are payable."

Reported bill No. 63 without amendment.

Mr. Woods (Allegheny), from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend section eleven and section thirty-two of an act, entitled "An act defining the rights and liabilities of parties to, and regulating the effect of contracts for work and labor to be done and labor or materials to be furnished to any building, bridge, wharf, dock, pier, bulkhead, vault, subway, tramway, tollroad, conduit, tunnel, mine, coal-breaker, flume, pump, screen, tank, derrick, pipe lines, aqueduct, reservoir, viaduct, telegraph, telephone, railway or railroad line; canal, millrace, works for supplying water, heat, light, power, cold air, or any other substance furnished to the public; well for the production of gas, oil or other volatile or mineral substance, or other structure or improvement, of whatsoever kind or character the same may be; providing remedies for the recovery of debts due by reason of such contracts, and repealing, consolidating and extending existing laws in relation thereto,' approved the fourth day of June, 1901, so as to change the form of the claim and writ of scire facias thereon."

Reported bill No. 63 without amendment.

Mr. Brown, from the Committee on Judiciary General, to which was committed a bill, entitled "An act for the protection of index boards erected or to be erected by the supervisors of the several townships of the Commonwealth of Pennsylvania at the intersection of public roads within the several townships of the said Commonwealth, and prescribing penalties for the violation of its several provisions."

Reported Senate bill No. 65 (House No. 20) with amendment.

Mr. Hall, from the same committee, to which was committed a bill, entitled "An act entitled a supplement to an act of the General Assembly, entitled 'An act to confer upon the several courts of common pleas of this Commonwealth jurisdiction of a court of equity in all cases of dower and partition, and prescribing the method of procedure,' approved July seventh, Anno Domini one thousand eight hundred and eighty-five."

Reporter bill No. 66, without amendment.

He also, from the same committee, to which was committed a bill, entitled "A supplement to an act providing for the election of county surveyors, approved the ninth day of April, Anno Domini one thousand eight hundred and fifty."

Reported bill No. 67 with a recommendation that the same be negatived.

Mr. Woods (Allegheny), from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act to empower cities of this Commonwealth owning and operating water works systems and having supply mains passing through suburban territory to sell water to any water company or companies chartered to

sell water to any water company or companies chartered to do business in any such suburban territory,"

Reported bill No. 68 without amendment.

Mr. Crawford, from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act authorizing the councils of incorporated boroughs to require the sub-grading, paving, curbing and macadamizing of streets or thoroughfares or parts thereof, and assess the cost of the same on the owners of property abutting therefrom; providing four-fifths of said owners petition councils for same, and providing for the collection of the cost of same."

Reported bill No. 69 without amendment.

Mr. Sisson, from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act supplementary to an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine, and the amendments thereof, enlarging, modifying, defining and prescribing the powers and duties of the city assessors elected in pursuance to article fifteen of the said act and its amendments; relating to their qualifications, compensation and obligations, and providing that the councils of each of the said cities shall have and exercise powers with reference to said assessors, the Board of Revision and Appeal and the assessment and collection of taxes,"

Reported bill No. 70 without amendment.

Mr. Godcharles, from the Committee on Game and Fish, to which was re-committed a bill, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds and song and insectivorous and other wild birds, and prescribing penalties for violations of its several provisions,"

Re-reported bill No. 11 with amendment.

Mr. Wilbert, from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act authorizing and empowering cities owning and operating water works systems to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such cities, for the purpose of patrolling the drainage area and making investigations or inquiries pertaining to the condition of the stream or streams, sanitary or otherwise."

Reported bill No. 71 without amendment.

Mr. Herbst, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits, requiring prompt returns to the Central Bureau of Vital Statistics, at the Capitol of the State, as required to be established by the State Board of

Health, and to insure the "thorough organization and efficiency of the registration of vital statistics throughout the State," as provided in section seven of "An act to establish a State Board of Health for the better protection of life and health, and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, eighteen hundred and eighty-five, and making an appropriation for establishing and maintaining such a bureau, and providing certain penalties,"

Reported bill No. 72 without amendment.

Mr. Gerberich, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons, and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania," which was approved the twenty-fourth day of May, Anno Domini 1887, requiring that on and after January first, 1906, all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act, shall be graduates of a reputable college of pharmacy,"

Reported bill No. 73 without amendment.

Mr. Brown, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act for the preservation of the purity of the waters of the State."

Reported bill No. 74 without amendment.

Mr. Roberts, from the Committee on Public Roads and Highways, to which was committed a bill, entitled "An act to amend an act, entitled 'An act providing for the permenanent improvement of certain public roads or highways in the several counties of this Commonwealth, making such improved roads and highways, county roads, authorizing the re-location, opening, straightening, widening, extension and alteration of the same, and the vacation of so much of any road as may thereby become unnecessary; authorizing the taking of property for such improvement, and providing for the compensation therefor and the damage resulting from such taking; providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road, and authorizing the levy of a tax to provide a fund for such purposes,' approved June 26, 1895."

Providing that public roads and highways may be constructed, improved and maintained by the several counties of the Commonwealth as county roads, whether existing by other authority or laid out in whole or in part by virtue of this act, and providing that public roads and highways may be originally located, laid out and established for the purpose of such construction, improvement and maintenance by the several counties in the manner, and by the procedure set out in the amended act and subject to the other provisions thereof; providing for the laying out of a system of main thoroughfares, to which the establishing, construction, improvement and maintenance of public roads by the counties shall be restricted after January

1, 1906; but providing for such establishing, construction, improvement and maintenance of roads not part of said system, upon parties interested paying not less than one-fourth of the original cost of construction.

"And providing that the County Commissioners of any county may provide rules regulating the use of roads constructed and maintained by the counties, and prescribing the penalties for the violation thereof."

Reported bill No. 75 without amendment.

Mr. Cumings, from the Committee on Public Printing, to which had been referred resolution of the House of Representatives, as follows:

In the House of Representatives,
January 18, 1905.

Whereas, By reason of the great demand by the people of this Commonwealth for the pamphlet containing the Game, Fish and Forestry laws of this Commonwealth, the many proposed changes in the same and additions thereto, and that the people of the State be given the opportunity to become acquainted with these laws as quickly as possible after their enactment;

Therefore, be it resolved (if the Senate concur), That the Secretary of the Board of Game Commissioners of this State be, and is hereby, directed to prepare, and as soon as possible after the close of this Senate have published in pamphlet form 80,000 copies of said laws, together with such letter of instructions by those intrusted with the care of our game, our Forests and our Fish as may seem necessary. Sixteen thousand for the use of the Senate, forty thousand for the use of the House of Representatives, four thousand for the use of the Executive, four thousand for the use of the Secretary of the Commonwealth, four thousand for the use of the Department of Forestry, four thousand for the use of the Department of Fisheries and eight thousand for the use of the Board of Game Commissioners.

"Provided, that the cost thereof shall not exceed three hundred dollars,"

Reported said resolution to the Senate without amendment.

And the question being,

Will the Senate concur in the resolution?

It was decided in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

Mr. Matson read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the North Pennsylvania General Hospital and Sanitarium, located at Austin, Pennsylvania."

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act providing for penalties for violation of rules and regulations made by any board of health of this Commonwealth and defining the methods of enforcing the same."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Shepard read in his place and presented to the Chair a bill, entitled "An act to supplement and amend an act, entitled 'A supplement to an act, entitled 'An act to create a sinking fund and to provide for the gradual and certain extinguishment of the debt of the Commonwealth, and to authorize a loan,' approved May 15, 1850, P. L. 772, by extending the provisions of section seven of said act to all merchandise brokers and real estate brokers, whether persons, firms or corporations."

Which was committed to the Committee on Finance.

He also read in his place and presented to the Chair a bill, entitled "An act regulating suits against municipal corporations for injuries received through the defective, dangerous or constructed condition of sidewalks, footways or other portions of streets or highways which it is the duty of the owner, tenant or occupant of property abutting thereon to keep in a safe and unobstructed condition; requiring that suit for such injuries shall first be brought against the said owner, tenant or occupant, and providing for notice to be given to such municipal corporations of the intended bringing of such suits against them.

Which was committed to the Committee on Judiciary Special.

Mr. Vare read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Sanitarium Association of Philadelphia."

Which was committed to the Committee on Appropriations.

Mr. Wilbert read in his place and presented to the Chair a bill, entitled "An act providing for the annexation of any city or cities, borough or boroughs, township or townships, part or parts of a township to a contiguous city in the same county, division into wards, and providing for the indebtedness of the same."

Which was committed to the Committee on Municipal Affairs.

He also read in his place and presented to the Chair a bill, entitled "An act making it unlawful to locate, build, construct, complete, maintain or operate any surface or elevated passenger, street or other railway on certain boulevards, streets or avenues.

Which was committed to the Committee on Railroads.

Mr. McNees read in his place and presented to the Chair a bill, entitled "An act to amend section one article one of an act, en-

titled 'An act providing for the incorporation and government of cities of the third class,' approved May 23, A. D. 1889."

Which was committed to the Committee on Municipal Affairs.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 25, entitled "An act to prohibit the sale or use of certain fireworks, firecrackers, pistols, explosive canes and ammunition, and providing penalties for violations thereof."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Miller, Phillips, Roberts, Shepard, Sisson, Sproul, Stewart, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny)—38.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 38, entitled "An act to amend the first section of an act, approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia and defining the powers and duties of the same."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro Temport—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 40, entitled "An act to provide for an additional law judge of the several courts of the Sixth Judicial district."

And said bill having been read at length the third time.

On the question,

Will the Senate agree to the bill?

Mr. Sisson asked and obtained unanimous consent to amend the same by adding to the end of the title the words "composed of the County of Erie."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 41, entitled "An act to amend an act, entitled 'An act relating to husband and wife, who are the parents of minor children, enlarging and extending the power, control and authority of the mother over their minor children under certain circumstances,' approved the twenty-sixth day of June, one thousand eight hundred and ninety-five."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—39.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 43, entitled "An act to amend the final clause of section three of an act, entitled 'An act to establish an intermediate court of appeal, regulating its constitution, officers, jurisdiction, powers, practice and its relation to the Supreme Court and other courts, providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments,' approved the twenty-fourth day of June, eighteen hundred and ninety-five, providing for the furnishing of stationery, blank books, printing and supplies for the said Superior Court."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Calpin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Shepard, Sisson, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Sproul, President pro tempore—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

The Chief Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz.:

In the Senate,
February 8, 1905.

Resolved (if the House of Representatives concur), That when the (Senate) General Assembly adjourn to-day, it be to meet at nine o'clock P. M., on Monday, February 13, 1905.

With amendments, in which the concurrence of the Senate is requested.

Said amendment having been read, considered and concurred in,

Ordered, That the Clerk inform the House of Representatives accordingly.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 7, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed House bill No. 4, entitled "An act creating the Department of Public Printing and Binding, to carry out the provisions of section twelve article three of the Constitution, in relation to the public printing and binding and the supply of paper and other materials therefor."

SAM'L. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 7, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, George C. Bigley, to be Justice of the Peace in and for the township of South Versailles, County of Allegheny, to serve until the first Monday in May, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 8, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, A. Nevin Pomeroy, of Chambersburg, Franklin County, to be superintendent of the Department of Public Printing and Binding, for the term of four years, to compute from the date hereof.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 8, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, A. J. Moreland, to be Register of Wills, Clerk of the Court of Quarter Sessions, Clerk of the Court of Oyer and Terminer and Clerk of the Orphans' Court, in and for the county of Mercer, to serve until the first Monday in January, 1906, vice Joseph Moreland, deceased.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 8, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, S. F. Newkirk, of Sandy Lake, to be Recorder of Deeds in and for the County of Mercer, to serve until the first Monday of January, 1906, vice George G. Lafferty, deceased.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 8, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

C. E. Yost, Pittsburg, February 12, 1905.
Robert M. Erskine, Pittsburg, February 27, 1905.
G. J. Bleichner, Pittsburg, February 27, 1905.
Charles L. Totten, Pittsburg, February 27, 1905.
Gilbert F. Myer, McKeesport, February 27, 1905.

Armstrong County.

G. A. Walker, Kittanning, February 8, 1905.

Bradford County.

Irving M. Allis, Wyalusing, February 8, 1905.

Butler County.

John C. Graham, Butler, February 27, 1905.

Centre County.

Clement Dale, Bellefonte, February 27, 1905.

Chester County.

John K. Taylor, Oxford, February 14, 1905.
Charles C. Hadley, Kennett Square, February 27, 1905.

Fayette County.

Charles S. Bowman, Uniontown, February 27, 1905.

Northumberland County.

Frank Lambader, Scranton, February 8, 1905.

Lehigh County.

Dennis Gerberich, Allentown, February 27, 1905.

McKean County.

Sheridan Gorton, Smethport, February 27, 1905.

Montgomery County.

Jonathan B. Grubb, Schwenksville, February 27, 1905.

Northampton County.

Wilson E. Beck, Nazareth, March 7, 1905.

Philadelphia County.

Charles M. Rainsford, Philadelphia, February 8, 1905.
Simon W. Snyder, February 19, 1905.
Isaac Arrott, Philadelphia, February 20, 1905.

Gutman Klein, Philadelphia, February 27, 1905.
William C. Kean, Jr., Philadelphia, February 27, 1905.
Bernhard Englander, Philadelphia, March 27, 1905.

Potter County.

Mrs. Daisy E. Cobb, Coudersport, February 27, 1905.

Somerset County.

John A. Hartman, Windber, February 8, 1905.
John S. Miller, Somerset, February 8, 1905.

Washington County.

George W. Allen, Donora, February 27, 1905.
William Madgwick, McDonald, February 27, 1905.

SAML. W. PENNYPACKER.

A motion made by Mr. Fox,

That the rule which requires nominations made by the Governor to lie on the table five days, be dispensed with, and the Senate now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Fox,

That the Senate do advise and consent to the nomination of S. F. Newkirk, of Sandy Lake, to be Recorder of Deeds in and for the County of Mercer, to serve until the first Monday of January, 1906, vice George G. Lafferty, deceased.

George C. Bigley to be Justice of the Peace in and for the township of South Versailles, County of Allegheny, to serve until the first Monday in May, 1905.

A. Nevin Pomeroy, of Chambersburg, Franklin County, to be Superintendent of the Department of Public Printing and Binding, for the term of four years, to compute from the date hereof."

A. J. Moreland, to be Register of Wills, Clerk of the Court of Quarter Sessions, Clerk of the Court of Oyer and Terminer and Clerk of the Orphans' Court, in and for the County of Mercer, to serve until the first Monday in January, 1906, vice Joseph Moreland, deceased.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion,

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Shepard, Sesson, Stewart, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Fox,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

C. E. Yost, Pittsburg, February 12, 1905.
Robert M. Erskine, Pittsburg, February 27, 1905.
G. J. Bleichner, Pittsburg, February 27, 1905.
Charles L. Totten, Pittsburg, February 27, 1905.
Gilbert F. Myer, McKeesport, February 27, 1905.

Armstrong County.

G. A. Walker, Kittanning, February 8, 1905.

Bradford County.

Irving M. Allis, Wyalusing, February 8, 1905.

Butler County.

John C. Graham, Butler, February 27, 1905.

Centre County.

Clement Dale, Bellefonte, February 27, 1905.

Chester County.

John K. Taylor, Oxford, February 14, 1905.
Charles C. Hadley, Kennett Square, February 27, 1905.

Fayette County.

Charles S. Bowman, Uniontown, February 27, 1905.

Lackawanna County.

Frank Lambader, Scranton, February 8, 1905.

Lehigh County.

Dennis Gerberich, Allentown, February 27, 1905.

McKean County.

Sheridan Gorton, Smethport, February 27, 1905.

Montgomery County.

Jonathan B. Grubb, Schwenksville, February 27, 1905.

Northampton County.

Wilson E. Beck, Nazareth, March 7, 1905.

Philadelphia County.

Charles M. Rainsford, Philadelphia, February 8, 1905.
Simon W. Snyder, Philadelphia, February 19, 1905.
Isaac Arrott, Philadelphia, February 20, 1905.
Gutman Klein, Philadelphia, February 27, 1905.
William C. Kean, Jr., Philadelphia, February 27, 1905.
Bernhard Englander, Philadelphia, March 27, 1905.

Potter County.

Mrs. Daisy E. Cobb, Coudersport, February 27, 1905.

Somerset County.

John A. Hartman, Windber, February 8, 1905.
John S. Miller, Somerset, February 8, 1905.

Washington County.

George W. Allen, Donora, February 27, 1905.
William Madgwick, McDonald, February 27, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion,

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gochring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Deputy Secretary of the Commonwealth, being introduced, presented a communication, in writing, which was read, as follows, viz.:

Office of the Secretary of the Commonwealth,
Harrisburg, February 8, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In pursuance of the provisions of the act of January 14th, 1904, I have the honor to lay before you the proceedings had and testimony taken before the Honorable Mayer Sulzberger, President Judge of Court of Common Pleas No. 2 of the First Judicial District of Pennsylvania, in the matter of the application for the removal of William J. Hughes, Magistrate of Court No. 25 (and ex-officio Justice of the Peace) of the city of Philadelphia, in the County of Philadelphia, Pennsylvania, for misdemeanors and malfeasances in office.

Very respectfully yours,
FRANK M. FULLER,
Secretary of the Commonwealth.

Whereupon,

A motion was made by Mr. Sisson,

That said proceedings and testimony be referred to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 44, entitled "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use and of views, reviews and rereviews in connection with such proposed new roads,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass, of the time and place, of the appointment of viewers, reviewers and re-reviewers to lay out the same, and of the time and place of their meeting."

Said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles,

Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Phillips, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—38.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 45, entitled "An act permitting children residing in school districts in which no public high school is maintained to attend a high school in some other district located near their homes, and providing for the payment of cost of tuition and school books."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as repuired by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keysey, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), and Sproul, President pro tempore—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 46, entitled "A further supplement to an act of Assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled 'A further supple-

ment to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey any real estate buildings and property, the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of assembly whenever such real estate buildings and property shall have become useless to such school district by reason of dilapidation and decay, or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming any sales of such property heretofore made on account of and for similar reasons, provided no litigation or question of title now pending and undetermined shall be affected hereby."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Shepard, Sisson, Stewart, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 28, entitled "An act for the appointment and maintenance of a board to be known as the Armory Board of the State of Pennsylvania, and for the payment of its expenses, and for the maintenance of armories for the use of the National Guard of Pennsylvania throughout the Commonwealth of Pennsylvania, and making an appropriation for the same."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 49 (House No. 5), entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefited thereby; authorizing the township commissioners to create sewer districts, to apportion the cost of sewer construction among the same, and to prescribe the manner in which the charges shall be assessed, on properties and municipal liens filed for the same, or to assess an annual tax for payment of such cost."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz.:

Senate No. 50. "An act authorizing the appointment of a commission to codify the laws relating to divorce and to co-operate with other States in securing uniformity of divorce legislation in the United States."

Senate No. 51. "An act to authorize the purchase of historical works relative to the services of Pennsylvania volunteers during the late Civil War."

Senate No. 52. "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming and other requisite branches."

Senate No. 53. "An act, entitled 'An act making an appropriation for the expenses required by an act, entitled 'An act to provide for the continuance of the education and maintenance of the destitute orphans of deceased soldiers, sailors and marines, and destitute children of permanently disabled soldiers, sailors and marines of the State,' approved May twenty-fifth, one thousand eight hundred and eighty-nine; also, making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan

Industrial School and the Soldiers' Orphans Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three."

Senate No. 54 (House No. 9). "An act, making an appropriation for the payment of the deficiency in the salary of the State Treasurer."

Senate No. 55. (House No. 11). "An act authorizing the Superintendent of Public Instruction to employ an additional skilled stenographer and typewriter in the Department of Public Instruction."

Senate No. 56. "An act, providing that where a husband and wife are resident in different counties within this Commonwealth, and a cause of divorce shall arise, the injured party may institute and prosecute proceedings in divorce in either county."

Senate No. 57. "An act, entitled 'An act to provide for the extension of Capitol Park in the city of Harrisburg and for the purchasing or taking and condemnation of the real estate in connection therewith, and making an appropriation therefor, and for the expense, etc., in connection therewith."

Senate No. 58. "An act to amend section thirty-seven of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four."

Senate No. 59. "An act authorizing the Commissioner of Banking to appoint five additional examiners, and providing for their compensation and expenses."

Senate No. 60. "An act relating to the collection of the State, county, city, school and poor taxes in the several cities of the third class of this Commonwealth, and providing that the City Treasurer of each of said cities by virtue of his office shall be the collector of the said several taxes; prescribing his duties and fixing his compensation."

Senate No. 61. (House No. 8.) "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having over 800,000 inhabitants; prescribing the powers and duties and fixing the salaries of the said assistant district attorneys."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Fox,

That Senate bill No. 60, entitled "An act relating to the collection of State, county, city, school and poor taxes in the several cities of the third class of this Commonwealth, and providing that the city treasurer of each of said cities by virtue of his office, shall be the collector of the said several taxes, prescribing his duties and fixing his compensation," be recommitted to the Committee on Judiciary Special.

Which was agreed to.

A motion was made by Mr. White,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until Monday evening, February 13, at nine o'clock.

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## MONDAY, FEBRUARY 13, 1905.

The President in the Chair.

Mr. Keyser asked and obtained leave of absence for Mr. White for this week.

Mr. Stober asked and obtained leave of absence for Mr. Quail for this week on account of sickness.

Mr. Cumings presented a remonstrance of voters of Venango County against the repeal or modification of the Sunday law.

Which was referred to the Committee on Judiciary General.

He also presented a petition of voters of Venango County, praying for the passage of a State local option law.

Which was referred to the Committee on Law and Order.

Mr. Cumings, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend sections two and three of an act, entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth; authorizing the appointment of official stenographers in the several courts of oyer and terminer and general jail delivery and courts of Quarter Sessions of the Peace of this Commonwealth, authorizing the appointment of stenographers by examiners, masters, referees, commissioners and auditors; authorizing the appointment of assistant stenographers; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth; prescribing their duties and fixing their compensation, approved May 15, 1874; repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May 8, 1876, and repealing 'An act defining the duty of court stenographers in the several counties of this State,' approved June 10th, 1881.' Approved th 24th day of May, 1887."

Reported bill No. 76 without amendment.

Mr. Dewalt, from the Committee on Judiciary General, to which was re-committed a bill, entitled "An act, entitled 'An act to amend clause two of section thirty-one of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,'

approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, providing for increased rates of toll upon bridges in certain cases,' approved the sixth day of May, Anno Domini one thousand eight hundred and eighty-seven, authorizing an increase of said tolls in certain other cases."

Re-reported bill No. 18 with amendment.

Mr. Woods (Allegheny), from the Committee on Judiciary General, to which was committed a bill, entitled "An act to fix the salaries of the Attorney General, the Deputy Attorney General and the salaries of the clerks and private secretary of the Attorney General's Department,"

Re-reported bill No. 77 with amendment.

Mr. Fisher, from the Committee on Judiciary General, to which was committed a bill, entitled "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation, and preventing the granting of warrants for the beds of navigable rivers,"

Reported bill No. 78 with amendment.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act confirming and validating elections heretofore held for the increase of municipal indebtedness, notwithstanding effects in procedure or ballot."

Which was committed to the Committee on Municipal Affairs

He also read in his place and presented to the Chair a bill, entitled "An act relating to the appointment of official stenographers and assistants in the courts of this Commonwealth, describing their qualifications, duties and compensation, the time and effect of taking exceptions during trials, the certificates to be made in regard to the transcribed notes of trials, and making their transcribed and certified notes conclusive on appeals, and prima facie evidence in other respects."

Which was committed to the Committee on Judiciary Special.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the American Philosophical Society, held at Philadelphia, for promoting useful knowledge for the celebration of the of the two hundredth anniversary of the birth of Benjamin Franklin."

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Commission for the selection of a site and the erection of a State Institution for the Feeble Minded and Epileptic, to be called the Eastern Pennsylvania State Institution for the Feeble Minded and Epileptic."

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Historical Society of Pennsylvania."

Mr. Bolard read in his place and presented to the Chair a bill, entitled "An act making an appropriation to Todd Sanitarium."

Which were committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act to repeal the special act for the protection of sheep and taxing of dogs in the county of Crawford, passed the 27th day of February, A. D. 1861.

Which was committed to the Committee on Judiciary Special.

He also read in his place and presented to the Chair a bill, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects,' approved the 25th day of June, A. D. 1885, as amended by an act of May 21st, 1895, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects,' approved the 25th day of June, A. D. 1885, so as to extend provisions thereof to cities of the third class, so as to extend the benefits and provisions of the said act to borough and townships of the first class,' so as to enlarge the powers conferred upon such school authorities by said acts by adding the power to establish and maintain schools for athletics."

Which was committed to the Committee on Education.

Mr. Woods (Allegheny) read in his place and presented to the Chair a bill, entitled "An act providing for the erection of county bridges over any river, creek or rivulet forming the boundary between any borough and township of the first and second class where the same crosses a public highway, and providing for the cost and maintenance of the same."

Which was committed to the Committee on Public Roads and Highways.

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Miners' Hospital of Northern Cambria, in the borough of Spangler, in the county of Cambria."

Mr. Irvin read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the DuBois Hospital, of DuBois, Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act to provide transportation to and from Vicksburg, Mississippi, at the time of the dedication of the monument of the Pennsylvania Regiments and Battery of Artillery, for all surviving

soldiers of these orginizations which participated in the siege of Vicksburg, Mississippi, in June and July, one thousand eight hundred and sixty-three, and making an appropriation for said transportation, and providing for the expenses of the Vicksburg Battlefield Commission incident to said dedication."

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Commissioners of Valley Forge Park."

He also read in his place and presented to the Chair a bill, entitled "An act providing for the acquisition by the State of certain ground at Fort Washington, in Montgomery county, for a public park, and making an appropriation therefor."

Which were committeed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act authorizing boroughs to require the grading, paving, repaving and repairing of sidewalks by the owner or owners of lots fronting thereon, and providing that in case of failure to comply with such requirements the borough may cause the work to be done and collect the cost and charges thereof."

Which was committed to the Committee on Municipal Affairs.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the payment of the expense incident to the dedication of the memorial erected in the National Cemetery at Andersonville, Georgia, by the Pennsylvania Commission under the provisions of an act of the General Assembly, approved July 18th, 1901, and making an appropriation to provide transportation to Americus, Georgia, for all surviving honorably discharged Pennsylvania soldiers who were at any time during the war for the suppression of the Rebellion confined in the Confederate Prison at Andersonville, Georgia."

Which was committed to the Committee on Appropriations.

Mr. Herbst read in his place and presented to the Chair a bill, entitled "An act to restrain and regulate the keeping and dispensing of vinous, spirituous, malt and brewed liquors or any admixture thereof, by and in clubs, societies and associations."

He also read in his place and presented to the Chair a bill, entitled "A further supplement to an act, entitled 'An act to restrain and regulate the sale of vinous, spirituous, malt or brewed liquors, or any admixtures thereof,' approved May 13, 1897."

Which were committed to the Committee on Law and Order.

Mr. Cochran read in his place and presented to the Chair a bill, entitled "An act providing for the voting of shares of stock in cor-

porations in this Commonwealth held by executors, administrators, guardians and trustees, and the manner of voting the same."

Which was committed to the Committee on Corporations.

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act authorizing vacation of public highways at grade crossings over railroads and the opening of undergrade or overgrade crossings in lieu thereof by the Court of Quarter Sessions."

Which was committed to the Committee on Railroads.

Mr. Keyser read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the commission for the selection of a site and the erection of a State hospital for the treatment of the insane, under homeopathic management, to be called the Homeopathic State Hospital for the Insane."

Which was committed to the Committee on Appropriations.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act fixing the salary of the Deputy Commissioner of Banking."

Which was committed to the Committee on Banks and Building and Loan Associations.

He also read in his place and presented to the Chair a bill, entitled "An act to protect the public health and to lessen the dissemination of disease throughout the Commonwealth."

Which was committed to the Committee on Public Health and Sanitation.

He also read in his place and presented to the Chair a bill, entitled "An act to amend an act, entitled 'An act amending section seventh of an act, entitled 'An act relating to certain duties and rights of husband and wife, and parents and children,' approved the fourth day of May, Anno Domini one thousand eight hundred and fifty-five, providing that married men or women, in case of drunkenness or profligacy of husbands or wives, may consent to the adoption of their children."

He also read in his place and presented to the Chair a bill, entitled "An act authorizing magistrates and justices of the peace to suspend sentence of any person duly convicted before them of an offense or misdemeanor, and to place such person under the care of a probation officer of the court of quarter sessions of the peace, within this Commonwealth."

He also read in his place and presented to the Chair a bill, entitled "An act to provide for the appointment of probation officers by the courts of quarter sessions of the peace within this Commonwealth and defining the duties and power of such officers."

Which was committed to the Committee on Judiciary Special.

A motion was made by Mr. Scott,

That the regular order be suspended and the Senate proceed to the consideration of bills on first, second and third reading, in the order named.

Which was agreed to.

Whereupon,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 62. "An act providing that the district attorney in all counties whose population does not exceed one hundred and fifty thousand shall be paid a salary, which salary shall be in lieu of all fees and in full compensation for their services, and providing for the appointment of assistant district attorneys in said counties and for the compensation of the same, and providing that the fees heretofore allowed the district attorney upon indictments shall remain in amount as heretofore, but shall hereafter be as part of the costs for the use and benefit of the proper county."

Senate No. 63. "An act providing for the payment of the expense of maintaining prisoners committed to county prisons for non-payment of fines or penalties imposed for the violation of city or borough ordinances or ordinances of townships of the first class by the city, borough or township of the first class to which such fines are payable."

Senate No. 64. "An act to amend section eleven and section thirty-two of 'An act, entitled an act defining the rights and liabilities of parties to and regulating the effect of contracts for work and labor to be done and labor or materials to be furnished to any building, bridge, wharf, dock, pier, bulkhead, vault, subway, tramway, toll-road, conduit, tunnel, mine, coal-breaker, flume, pump, screen, tank, derrick, pipe-lines, aqueduct, reservoir, viaduct, telegraph, telephone, railway or railroad line, canal, mill-race, works for supplying water, heat, light, power, cold air or any other substance furnished to the public, well for the production of gas, oil or other volatile or mineral substance or other structure or improvement of whatsoever kind or character the same may be; providing remedies for the recovery of debts due by reason of such contracts and repealing, consolidating and extending existing laws in relation thereto,' approved the fourth day of June, one thousand nine hundred and one, so as to change the form of the claim and writ of scire facias thereon."

Senate No. 65 (House No. 20). "An act for the protection of index boards erected or to be erected by the supervisors of the several townships of the Commonwealth of Pennsylvania at the intersection of public roads within the several townships of the said Commonwealth, and prescribing penalties for the violation of its several provisions."

Senate No. 66. "An act entitled a supplement to an act of the General Assembly, entitled 'An act to confer upon the several

courts of common pleas of this Commonwealth jurisdiction of a court of equity in all cases of dower and partition and prescribing the method of procedure,' approved July seventh, Anno Domini one thousand eight hundred and eighty-five."

Senate No. 68. "An act to empower cities of this Commonwealth owning and operating water works systems and having supply mains passing through suburban territory to sell water to any water company or companies chartered to do business in any such suburban territory."

Senate No. 69. "An act authorizing the councils of incorporated boroughs to require the sub-grading, paving, curbing and macadamizing of streets or thoroughfares or parts thereof and assess the cost of the same on the owners of property abutting thereon; providing four-fifths of said owners petition councils for same, and providing for the collection of the cost of same."

Senate No. 70. "An act supplementary to an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine, and the amendment thereof, enlarging, modifying, defining and prescribing the powers and duties of the city assessors elected in pursuance of article fifteen of the said act and its amendments, relating to their qualifications, compensation and obligations, and providing that the councils of each of the said cities shall have and exercise certain powers with reference to said assessors, the Board of Revision and Appeal and the assessment and collection of taxes."

Senate No. 71. "An act authorizing and empowering cities owning and operating water works systems to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such cities for the purpose of patrolling the drainage area and making investigations or inquiries pertaining to the condition of the stream or streams, sanitary or otherwise."

Senate No. 72. "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the central bureau of vital statistics at the Capitol of the State as required to be established by the State Board of Health, and to insure the "thorough organization and efficiency of the registration of vital statistics throughout the State," as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, eighteen hundred and eighty-five, and making an appropriation for establishing and maintaining such a bureau and providing certain penalties."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Stober,

That Senate bill No. 72, entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the central bureau of vital statistics at the Capitol of the State, as required to be established by the State Board of Health and to insure the 'thorough organization and efficiency of the registration of vital statistics throughout the State,' as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, eighteen hundred and eighty-five, and making an appropriation for establishing and maintaining such a bureau and providing certain penalties," be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 73, entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, requiring that on and after January first, one thousand nine hundred and six, all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act shall be graduates of a reputable college of pharmacy."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Phillips,

That Senate bill No. 73, entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, requiring that on and after January first, one thousand nine hundred and six, all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act shall be graduates of a reputable college of pharmacy," be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of

Senate bill No. 74, entitled "An act for the preservation of the purity of the waters of the State."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Roberts,

That Senate bill No. 74, entitled "An act for the preservation of the waters of the State," be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 75, entitled "An act to amend an act, entitled 'An act providing for the permanent improvement of certain public roads or highways in the several counties of this Commonwealth, making such improved roads and highways county roads, authorizing the re-location, opening, straightening, widening, extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary, authorizing the taking of property for such improvement and providing for the compensation therefor and the damage resulting from such taking; providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road and authorizing the levy of a tax to provide a fund for such purposes,' approved June twenty-sixth, one thousand eight hundred and ninety-five; providing that public roads and highways may be constructed, improved and maintained by the several counties of the Commonwealth as county roads whether existing by other authority or laid out in whole or in part by virtue of this act, and providing that public roads and highways may be originally located, laid out and established for the purpose of such construction, improvement and maintenance by the several counties in the manner and by the procedure set out in the amended act and subject to the other provisions thereof; providing for the laying out of a system of main thoroughfares to which the establishing, construction, improvement and maintenance of public roads by the counties shall be restricted after January one, one thousand nine hundred and six, but providing for such establishing, construction, improvement and maintenance of roads not parts of said system upon parties interested paying not less than one-fourth of the original cost of construction; and providing that the county commissioners of any county may provide rules regulating the use of roads constructed and maintained by the counties and prescribing the penalties for the violation thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Roberts,

That Senate bill No. 75, entitled "An act providing for the per-

manent improvement of certain public roads or highways in the several counties of this Commonwealth, making such improved roads and highways county road, authorizing the re-location, opening straightening, widening, extension and alteration of the same and the vacation of so much of any such road as may thereby become unnecessary, authorizing the taking of property for such improvement, and providing for the compensation therefor and the damage resulting from such taking; providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road and authorizing the levy of a tax to provide a fund for such purpose,' approved June 26th, one thousand eight hundred and ninety-five; providing that public roads and highways may be constructed, improved and maintained by the several counties of the Commonwealth as county roads, whether existing by other authority or laid out in whole or in part by virtue of this act, and providing that public roads and highways may be originally located, laid out and established for the purpose of such construction, improvement and maintenance by the several counties in the manner and by the procedure set out in the amended act and subject to the other provisions thereof; providing for the laying out of a system of main thoroughfares to which the establishing, construction, improvement and maintenance of public roads by the counties shall be restricted after January one, one thousand nine hundred and six, but providing for such establishing, construction, improvement and maintenance of roads not parts of said system upon parties interested, paying not less than one-fourth of the original cost of construction; and providing that the county commissioners of any county may provide rules regulating the use of roads constructed and maintained by the counties and prescribing the penalties for the violation thereof," be re-committed to the Committee on Public Roads and Highways.

Which was agreed to.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read, as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 13, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylnavia:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be trustees of the State Hospital for the Insane at Danville, for the term of three years, to compute from February 10, 1905:

B. H. Detwiler, Williamsport.
W. Fields Shay, Watsontown.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 13, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylnavia:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate O. C. Allen, of Warren, to be a member of the Board of Trustees of the State Hospital for the Insane at Warren, for the term of three years, to compute from December 24, 1904.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 13, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert J. Logan, of the city of Pittsburg, to be a member of the Board of Managers of the Western Pennsylvania Hospital at Dixmont, for the term of one year.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 13, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles C. Neighbors, of New York, N. Y., to be Commissioner of Deeds for the Commonwealth of Pennsylvania, for the term of five years, to compute from the date hereof.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 13, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Charles Carver, of the city of Philadelphia, to be a member of the Board of Inspectors of the State Penitentiary for the Eastern District of Pennsylvania, for the term of two years, to compute from the date hereof.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 13, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Wm. Irving Evans, Pittsburg, February 13, 1905.
H. C. Bowers, North Braddock, Fegruary 13, 1905.
William D. Grimes, Pittsburg, February 14, 1905.
Geo. T. Ghriest, Pittsburg February 20, 1905.
James A. Fortune, Pittsburg, February 20, 1905.
H. S. Kiehl, Pittsburg, February 27, 1905.
T. C. Allison, Allegheny, February 27, 1905.
Gustave A. Prince, Pittsburg, February 27, 1905.
Neal J. McBride, Pittsburg, February 27, 1905.
Frank T. Page, Pittsburg, February 27, 1905.
James W. Drape, Pittsburg, February 27, 1905.
George M. Schmidt, Pittsburg, February 27, 1905.

Berks County.

Charles T. Dellinger, Reading, February 13, 1905.
William A. Mannerback, Reading, February 27, 1905.

Centre County.

Wm. H. Musser, Bellefonte, February 13, 1905.
Harry Keller, Bellefonte, February 20, 1905.
Henry C. Quigley, Bellefonte, February 27, 1905.

Dauphin County.

Henry C. Posey, Steelton, February 27, 1905.

Elk County.

J. N. Troxell, Ridgway, February 27, 1905.

Erie County.

Clark Olds, Erie, February 27, 1905.

Lancaster County.

Samuel Evans, Columbia, February 27, 1905.
A. F. Shenck, Lancaster, February 27, 1905.

Lackawanna County.

P. T. Reilly, Scranton, February 13, 1905.
Arthur D. Dean, Scranton, February 27, 1905.

Lehigh County.

Harry E. Truchses, Allentown, February 27, 1905.
Miss Mary E. Crowley, Allentown, February 13, 1905.

Luzerne County.

William Brooke Yeager, Wilkes-Barre, February 13, 1905.
Miss R. Laura Cannon, Wilkes-Barre, February 20, 1905.
Elliott A. Oberrender, Hazen township, March 11, 1905.

Philadelphia County.

Benjamin H. Renshaw, Philadelphia, February 13, 1905.
John A. Barry, Philadelphia, February 13, 1905.
Clarence H. Fritz, Philadelphia, February 13, 1905.
E. Benjamin Rockwell, Philadelphia, February 13, 1905.
Augustine H. Minnick, Philadelphia, February 13, 1905.
Wm. J. Moors, Philadelphia, February 13, 1905.
H. Hayes Aikens, Philadelphia, February 26, 1905.
Miss M. Elva Neville, Philadelphia, February 26, 1905.
Eugene Ziegler, Philadelphia, February 27, 1905.
Charles Q. MacDonough, Philadelphia, February 27, 1905.
Thomas Cummings, Philadelphia, February 27, 1905.
Morris Zinman, Philadelphia, February 27, 1905.
Michael E. Hasson, Philadelphia, February 27, 1905.
H. R. Lukens, Philadelphia, February 27, 1905.
Vincent D'Ambrosio, Philadelphia, February 27, 1905.
C. Ridgway Briggs, Philadelphia, February 27, 1905.
Justus R. Holme, Jr., Philadelphia, March 5, 1905.
Joseph M. Wooley, Philadelphia, March 6, 1905.
Harry J. Rebman, Philadelphia, March 13, 1905.

Union County.

William R. Follmer, Lewisburg, February 13, 1905.

Warren County.

R. W. Stone, Warren, February 27, 1905.

Westmoreland County.

R. Kay Portser, Greensburg, February 27, 1905.
Simon F. Loeb, Monessen, February 27, 1905.

York County.

Charles A. May, York, February 27, 1905.

SAML. W. PENNYPACKER.

A motion was made by Mr. Cumings,

That the rule which requires nomination made by the Governor to lie on the table five days be dispensed with, and the Senate do

now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of Charles Carver, of the city of Philadelphia, to be a member of the Board of Inspectors of the State Penitentiary for the Eastern District of Pennsylvania, for the term of two years, to compute from the date hereof.

Albert J. Logan, of the city of Pittsburg, to be a member of the Board of Managers of the Western Pennsylvania Hospital at Dixmont, for the term of one year.

Charles C. Neighbors, of New York, N. Y., to be Commissioner of Deeds for the Commonwealth of Pennsylvania, for the term of five years, to compute from the date hereof.

The following named gentlemen to be trustees of the State Hospital for the Insane at Danville, for the term of three years, to compute from February 10, 1905:

B. H. Detwiler, Williamsport.

W. Fields Shay, Watsontown.

O. C. Allen, of Warren, to be a member of the Board of Trustees of the State Hospital for the Insane at Warren, for the term of three years, to compute from December 24, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Dewalt, Edmiston, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of the

following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Wm. Irving Evans, Pittsburg, February 13, 1905.
H. C. Bowers, North Braddock, Fegruary 13, 1905.
William D. Grimes, Pittsburg, February 14, 1905.
Geo. T. Ghriest, Pittsburg February 20, 1905.
James A. Fortune, Pittsburg, February 20, 1905.
H. S. Kiehl, Pittsburg, February 27, 1905.
T. C. Allison, Allegheny, February 27, 1905.
Gustave A. Prince, Pittsburg, February 27, 1905.
Neal J. McBride, Pittsburg, February 27, 1905.
Frank T. Page, Pittsburg, February 27, 1905.
James W. Drape, Pittsburg, February 27, 1905.
George M. Schmidt, Pittsburg, February 27, 1905.

Berks County.

Charles T. Dellinger, Reading, February 13, 1905.
William A. Mannerback, Reading, February 27, 1905.

Centre County.

Wm. H. Musser, Bellefonte, February 13, 1905.
Harry Keller, Bellefonte, February 20, 1905.
Henry C. Quigley, Bellefonte, February 27, 1905.

Dauphin County.

Henry C. Posey, Steelton, February 27, 1905.

Elk County.

J. N. Troxell, Ridgway, February 27, 1905.

Erie County.

Clark Olds, Erie, February 27, 1905.

Lancaster County.

Samuel Evans, Columbia, February 27, 1905.
A. F. Shenck, Lancaster, February 27, 1905.

Lackawanna County.

P. T. Reilly, Scranton, February 13, 1905.
Arthur D. Dean, Scranton, February 27, 1905.

Lehigh County.

Harry E. Truchses, Allentown, February 27, 1905.
Miss Mary E. Crowley, Allentown, February 13, 1905.

Luzerne County.

William Brooke Yeager, Wilkes-Barre, February 13, 1905.
Miss R. Laura Cannon, Wilkes-Barre, February 20, 1905.
Elliott A. Oberrender, Hazen township, March 11, 1905.

Philadelphia County.

Benjamin H. Renshaw, Philadelphia, February 13, 1905.
John A. Barry, Philadelphia, February 13, 1905.
Clarence H. Fritz, Philadelphia, February 13, 1905.
E. Benjamin Rockwell, Philadelphia, February 13, 1905.
Augustine H. Minnick, Philadelphia, February 13, 1905.
Wm. J. Moors, Philadelphia, February 13, 1905.
H. Hayes Aikens, Philadelphia, February 26, 1905.
Miss M. Elva Neville, Philadelphia, February 26, 1905.
Eugene Ziegler, Philadelphia, February 27, 1905.
Charles Q. MacDonough, Philadelphia, February 27, 1905.
Thomas Cummings, Philadelphia, February 27, 1905.
Morris Zinman, Philadelphia, February 27, 1905.
Michael E. Hasson, Philadelphia, February 27, 1905.
H. R. Lukens, Philadelphia, February 27, 1905.
Vincent D'Ambrosio, Philadelphia, February 27, 1905.
C. Ridgway Briggs, Philadelphia, February 27, 1905.
Justus R. Holme, Jr., Philadelphia, March 5, 1905.
Joseph M. Wooley, Philadelphia, March 6, 1905.
Harry J. Rebman, Philadelphia, March 13, 1905.

Union County.

William R. Follmer, Lewisburg, February 13, 1905.

Warren County.

R. W. Stone, Warren, February 27, 1905.

Westmoreland County.

R. Kay Portser, Greensburg, February 27, 1905.
Simon F. Loeb, Monessen, February 27, 1905.

York County.

Charles A. May, York, February 27, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Dewalt, Edmiston, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim,

Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz:

In the State Senate, February 8, 1905.

Resolved (if the House of Representatives concur), That one thousand (1,000) copies of the proceedings of the memorial services held in honor of the late Hon. John T. Harrison be printed for the use of the Senate.

He also informed that the House of Representatives has concurred in the reolution from the Senate, as follows, viz:

In the State Senate, February 8, 1905.

Resolved (if the House of Representatives concur), That one thousand (1,000) copies of the memorial services held in honor of Edwin W. Smiley, late Chief Clerk of the Senate, be printed for the use of the Senate.

He also informed that the House of Representatives has concurred in the reolution from the Senate, as follows, viz:

In the State Senate, February 8, 1905.

Resolved (if the House of Representatives concur), That one thousand (1,000) copies of the memorial services held in honor of the late Hon. Alexander E. Patton be printed for the use of the Senate.

He also presented for concurrence bills numbered and entitled as follows, viz.:

In the House of Representatives, Feb. 8, 1905.

House No. 32. "An act to repeal sections six and seven of an act, entitled' An act relating to roads and bridges in Washington county,' approved the thirteenth day of March, one thousand eight hundred and fifty-nine, as extended to Lycoming county by an act, entitled 'An act relating to roads and bridges in Washington county extended to Lycoming county and Indiana county,' approved the twelfth day of March, one thousand eight hundred and sixty, so far as the same relates to Lycoming county."

Which was committed to the Committee on Public Roads and Highways.

House No. 37. "A joint resolution for the creation of a commission for the purpose of co-operating with the authorities of the State of New Jersey in regard to the propagation of sturgeon, shad, bass, perch and other fish and the adoption of concurrent laws relevant to both States."

Which was committed to the Committee on Game and Fisheries.

House No. 38. "An act to encourage the preservation of forests by providing for a rebate of taxes levied upon forested land."

Which was committed to the Committee on Judiciary Special

House No. 42. "An act to amend section two of an act, entitled 'An act to amend section two of an act, entitled 'An act to prevent fraud and dectption in the manufacture and sale of cheese and defining what shall constitute the various grades of cheese; providing rules and regulations for marking and branding the same; providing for the enforcement of this act; prescribing penalties for its violation,' approved the twenty-third day of June, Anno Domini one thousand eight hundred and ninety-seven, said amendment approved the second day of May, Anno Domini one thousand nine hundred and one.' "

Which was committed to the Committee on Agriculture.

House No. 43. "An act to amend section first of the act of Assembly approved the twenty-first day of March, Anno Domini one thousand eight hundred and ninety-nine, entitled 'An act to amend section first of the act of Assembly approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-one,' entitled 'An act to amend an act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants,' being a supplement to an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants by a further classification of counties containing over five hundred thousand inhabitants and fixing the compensation of county officers therein,' and repealing all acts or parts of acts inconsistent therewith."

Which was committed to the Committee on Judiciary Special.

House No. 44. "An act prohibiting hazing at common schools, colleges, universities or any other institutions of learning within this Commonwealth, and providing for the punishment of the same."

House No. 45. "A further supplement to an act of Assembly approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May,

Anno Domini one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey any real estate, buildings and property the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of Assembly whenever such real estate, buildings and property shall have become useless to such school district by reason of dilapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming any sales of such property heretofore made on account of and for similar reasons; provided no litigation or question of title now pending and undetermined shall be affected thereby."

Which were committed to the Committee on Education.

House No. 47. "An act making an appropriation for the payment of the deficiency in the maintenance and other expenses of the hatcheries of the Department of Fisheries."

Which was committed to the Committee on Appropriations.

House No. 48. "An act authorizing the Commissioner of Banking to appoint five additional examiners and providing for their compensation and expenses."

Which was committed to the Committee on Banks and Building and Loan Associations.

House No. 49. "An act to amend an act, entitled 'An act defining the powers of the several courts of quarter sessions of the peace within this Commonwealth with reference to the care, treatment and control of dependent, neglected, incorrigible and delinquent children under the age of sixteen years, and providing for the means in which such power may be exercised,' approved the twenty-third day of April, one thousand nine hundred and three, so as to authorize petition on the part of a poor district, and to provide for expense of maintenance pending proceedings and probation and for payment of costs."

Which was committed to the Committee on Judiciary Special.

House No. 50. "An act to provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective officer and assistant special officers, not exceeding ten in number, making said special detectives officers general police officers with the same powers conferred on constables in cases of crime and criminal procedure, and defining their duties and fixing the salaries of the same and authorizing the payment of necessary traveling expenses."

Which was committed to the Committee on Judiciary General.

House No. 54. "An act making it a misdemeanor for persons to manufacture, sell or have in their possession certain mechanical

devices or tools commonly called burglars' tools, and prescribing the punishment therefor."

Which was committed to the Committee on Judiciary Special.

House No. 55. "An act to provide for the protection of trees, shrubs, vines and plants against destructive insects and diseases, providing for the enforcement of this act, the expenses connected therewith and fixing penalties for its violation."

Which was committed to the Committee on Agriculture.

House No. 59. "An act authorizing the paving of footways in cities of the first class where property is assessed at suburban rates."

Which was committed to the Committee on Municipal Affairs.

House No. 60. "An act to amend section two of an act, entitled 'An act for the promotion of medical science by the distribution of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies,' approved the thirteenth day of June, one thousand eight hundred and eighty-three."

House No. 61. "An act to provide for State registration of nurses and to establish a State Board of Examiners in connection therewith."

Which were committed to the Committee on Judiciary Special.

House No. 63. "An act to prohibit the adulteration of food and providing for the enforcement thereof."

Which was committed to the Committee on Public Health and Sanitation.

House No. 64. "An act to amend section twenty-three, clause nine, of an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' passed May eighth, one thousand eight hundred and fifty-four."

Which was committed to the Committee on Education.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 11, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds and song, insectiverous and other wild birds, and prescribing penalties for violations of its several provisions."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 42, entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of act of twenty-sixth April, one thousand eight hundred and fifty-five, validating the same for the period of two years, and authorizing amendments to said charters containing the provisions of said section seven of act of twenty-sixth April, one thousand eight hundred and fifty-five."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 50, entitled "An act authorizing the appointment of a commission to codify the laws relating to divorce and to co-operate with other States in securing uniformity of divorce legislation in the United States."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 51, entitled "An act to authorize the purchase of historical works relative to the services of Pennsylvania volunteers during the late Civil War."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 52, entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called

the Thaddeus Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming and other requisite branches."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

A motion was made by Mr. Heidelbaugh,

That the foregoing Senate bill No. 52 be re-committed to the Committee on Appropriations.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 53, entitled "An act, entitled an act making an appropriation for the expenses required by an act, entitled 'An act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers, sailors and marines and the destitute children of permanently disabled soldiers, sailors and marines of the State,' approved May twenty-five, one thousand eight hundred and eighty-nine; also making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan Industrial School and the Soldiers' Orphan Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 54 (House No. 9), entitled "An act making an appropriation for the payment of the deficiency in the salary of the State Treasurer."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 55 (House No. 11), entitled "An act authorizing the Superintendent of Public Instruction to employ an additional skilled stenographer and typewriter in the Department of Public Instruction."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 56, entitled "An act providing that where a husband and wife are resident in different counties within this Commonwealth and a cause of divorce shall arise the injured party may institute and prosecute proceedings in divorce in either county."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 57, entitled "An act, entitled 'An act to provide for the extension of Capitol Park, in the city of Harriburg, and for the purchasing or taking and condemnation of the real estate in connection therewith, and making an appropriation therefor and the expense, etc., in connection therewith."

On the question,

Will the Senate agree to the first section?

A motion was made by Mr. Fox,

To amend the same by adding to the end of the section the following:

"Provided, That before any grounds be actually taken by the Commonwealth, the city of Harrisburg shall by ordinance provide for the vacation of the streets which may be upon or over the grounds so to be taken without any liability or expense or damage upon the part of the Commonwealth for such vacation."

Which was agreed to.

The second section was then considered and agreed to.

On the question,

Will the Senate agree to the third section?

A motion was made by Mr. Fox,

To amend the same by inserting the word "those" after the word "notice" in line fourteen.

Which was agreed to.

The section as amended was then agreed to.

The fourth section was then considered and agreed to.

On the question,

Will the Senate agree to the fifth section?

A motion was made by Mr. Fox,

To amend the same by inserting after the word "all," at the beginning of line one, the words "record of."

Which was agreed to.

The section as amended was then agreed to.

On the question,

Will the Senate agree to the sixth section?

A motion was made by Mr. Fox,

To amend the same by striking out all after the word "employ," in line two, down to and including the word "attorneys," at the beginning of line three, and inserting in lieu thereof the following: "One clerk, two stenographers, one adviser and one counsellor and attorney"; by striking out the word "assistants," in the third line, and inserting in lieu thereof the word "assistant"; by striking out all after the word "Commission," at the beginning of line five, down to and including the word "existence," in line six, and by striking out the word "such," in line thirteen.

Which was agreed to.

The section as amended was then agreed to.

The remaining sections of the bill and the title were then separately considered and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 58, entitled "An act to amend section thirty-seven of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 59, entitled "An act authorizing the Commissioner of Banking to appoint five additional examiners and providing for their compensation and expenses."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 61 (House No. 8), entitled "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having over eight hundred thousand inhabitants, prescribing the powers and duties and fixing the salaries of the said assistant district attorneys."

And said bill having been read at length the second time and agreed to,

Ordered, To be described for a third reading.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 49 (House No. 5), entitled "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benfited thereby, authorizing the township commissioners to create sewer districts, to apportion the cost of sewer construction among the same and to prescribe the manner in which the charges shall be assessed on properties and municipal

liens filed for the same or to assess an annual tax for payment of such cost."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Cumings, Fox, Gerberich, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, McNichol, McPherson, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Vare, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tem. —31.

NAYS.

Mr.Godcharles—1.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 40, entitled "An act to provide for an additional law judge of the several courts of the Sixth Judicial district, composed of the county of Erie."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Cumings, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stewart, Stinman, Stober, Thomas, Vare, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tem.—29.

NAYS.

Mr. Herbst.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

A motion was made by Mr. Stineman,

That Senate bill No. 53, on third reading, entitled "An act entitled an act making an appropriation for the expenses required by an act, entitled 'An act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers, sailors and marines and the destitute children of permanently disabled soldiers, sailors and marines of the State,' approved May twenty-five, one thousand eight hundred and eighty-nine; also making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphans Industrial School and the Soldiers' Orphan Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three," be re-committed to the Committee on Appropriations.

Which was agreed to.

A motion was made by Mr. Scott,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until to-morrow morning at eleven o'clock.

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TUESDAY, February 14, 1905.

The President in the chair.

Mr. Calpin presented a remonstrance of voters of Lackawanna county against the altering, repealing or modifying of the act of April 22, 1794, known as the Sunday law.

Which was referred to the Committee on Judiciary General.

He also presented a petition of voters of Lackawanna county, praying for the passage of a State local option law.

Which was referred to the Committee on Law and Order.

Mr. Manbeck presented remonstrances of the Port Royal Presbyterian Church and the Christian Endeavor Society of said church, in Perry county, against the altering, repealing or modifying of the act of April 22, 1794, known as the Sunday law.

Which were referred to the Committee on Judiciary General.

He also presented petitions of voters of Duncannon and Newport, Perry county, praying for the passage of a State local option law.

Which were referred to the Committee on Law and Order.

Mr. Cochran presented remonstrances of the Ministerial Association of Jersey Shore, Lycoming county; the United Evangelical Church of Bloomsburg, Columbia county, and the Society of the M. E. Church of Montgomery, Pa., against the altering, repealing or modifying of the act of April 22, 1794, known as the Sunday law.

Which were referred to the Committee on Judiciary General.

He also presented petitions of voters of Lycoming county and the First M. E. Church of Jersey Shore, Pa., praying for the passage of a State local option law.

Mr. Godcharles presented remonstrances of sundry churches and Sunday schools in his district against the altering, repealing or modifying of the act of April 22, 1794, known as the Sunday law.

Which were referred to the Committee on Judiciary General.

Mr. Woods (Allegheny), from the Committee on Judiciary General, to which was committed a bill, entitled "An act to enable townships of the Commonwealth which have heretofore been declared townships of the first class, and which no longer have a population of at least three hundred to the square mile to again become townships of the second class.

Reported Senate bill No. 79 (House No. 7) without amendment.

Mr. Grim, from the same committee, to which was committed a bill, entitled "An act to provide for the classification of the boroughs of the Commonwealth, with respect to their population, into two classes, establishing the form of government for the boroughs of each class, creating the office of comptroller in boroughs of the first class, extending the term of office of treasurer, providing for the collection of borough taxes and prescribing the duties of officers of boroughs of the first class,"

Reported bill No. 80 without amendment.

Mr. Dewalt, from the same committee, to which was committed a bill, entitled "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate for the use of State normal schools,' approved July tenth, one thousand nine hundred and one, and extending it to the condemnations of streets or alleys, opened or unopened, laid out and dedi-

cated by the proprietors of town plots but not under public supervision or control, and close the same or portions thereof, and providing for the payment of costs on appeal,"

Reported Senate bill No. 81 (House No. 27) with amendment.

Mr. Goehring, from the same committee, to which was committed a bill, entitled "An act to provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective officer and assistant special detective officers, not exceeding ten in number, making said special detective officers, general police officers, with the same powers conferred on constables in cases of crime and criminal procedure, and defining their duties and fixing the salaries of the same and authorizing the payment of necessary traveling expenses,"

Reported Senate bill No. 82 (House No. 50) without amendment.

Mr. Hall, from the same committee, to which was committed a bill, entitled "An act to amend the fifth section of an act, entitled 'An act for the taxation of dogs and the protection of sheep,' approved the twenty-fifth day of May, Anno Domini one thousand eight hundred and ninety-three, by requiring proof of the burial of the carcasses of sheep killed by dogs,"

Reported Senate bill No. 83 (House No. 25) without amendment.

Mr. Woods (Westmoreland), from the same committee, to which was committed a bill, entitled "An act to amend an act, approved the fifth day of March, Anno Domini eighteen hundred and seventy-five, entitled 'An act authorizing the judges of the Supreme Court to appoint officers of said court,' so as to provide for the payment of the salaries of court criers and tipstaves by the Commonwealth,"

Reported Senate bill No. 84 (House No. 24) with amendment.

Mr. Sisson from the some committee, to which was re-committed a bill, entitled "An act to amend a supplement to an act, entitled 'An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, one thousand eight hundred and sixty, amending the ninety-first section thereof, defining rape and carnal knowledge of children and prescribing the penalty thereof,' approved the nineteenth day of May, Anno Domini one thousand eight hundred and eighty-seven,"

Re-reported bill No. 2 with amendment.

Mr. Thomas, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act providing for the relief of poor persons, regulating their settlement in poor districts, providing a means of enforcing the removal of a poor person to the district of his settlement, the payment for relief furnished to him and the payment of costs incident thereto, and authorizing courts of quar-

Mr. Manbeck presented remonstrances of the Port Royal Presbyterian Church and the Christian Endeavor Society of said church, in Perry county, against the altering, repealing or modifying of the act of April 22, 1794, known as the Sunday law.

Which were referred to the Committee on Judiciary General.

He also presented petitions of voters of Duncannon and Newport, Perry county, praying for the passage of a State local option law.

Which were referred to the Committee on Law and Order.

Mr. Cochran presented remonstrances of the Ministerial Association of Jersey Shore, Lycoming county; the United Evangelical Church of Bloomsburg, Columbia county, and the Society of the M. E. Church of Montgomery, Pa., against the altering, repealing or modifying of the act of April 22, 1794, known as the Sunday law.

Which were referred to the Committee on Judiciary General.

He also presented petitions of voters of Lycoming county and the First M. E. Church of Jersey Shore, Pa., praying for the passage of a State local option law.

Mr. Godcharles presented remonstrances of sundry churches and Sunday schools in his district against the altering, repealing or modifying of the act of April 22, 1794, known as the Sunday law.

Which were referred to the Committee on Judiciary General.

Mr. Woods (Allegheny), from the Committee on Judiciary General, to which was committed a bill, entitled "An act to enable townships of the Commonwealth which have heretofore been declared townships of the first class, and which no longer have a population of at least three hundred to the square mile to again become townships of the second class.

Reported Senate bill No. 79 (House No. 7) without amendment.

Mr. Grim, from the same committee, to which was committed a bill, entitled "An act to provide for the classification of the boroughs of the Commonwealth, with respect to their population, into two classes, establishing the form of government for the boroughs of each class, creating the office of comptroller in boroughs of the first class, extending the term of office of treasurer, providing for the collection of borough taxes and prescribing the duties of officers of boroughs of the first class,"

Reported bill No. 80 without amendment.

Mr. Dewalt, from the same committee, to which was committed a bill, entitled "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate for the use of State normal schools,' approved July tenth, one thousand nine hundred and one, and extending it to the condemnations of streets or alleys, opened or unopened, laid out and dedi-

cated by the proprietors of town plots but not under public supervision or control, and close the same or portions thereof, and providing for the payment of costs on appeal,"

Reported Senate bill No. 81 (House No. 27) with amendment.

Mr. Goehring, from the same committee, to which was committed a bill, entitled "An act to provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective officer and assistant special detective officers, not exceeding ten in number, making said special detective officers, general police officers, with the same powers conferred on constables in cases of crime and criminal procedure, and defining their duties and fixing the salaries of the same and authorizing the payment of necessary traveling expenses,"

Reported Senate bill No. 82 (House No. 50) without amendment.

Mr. Hall, from the same committee, to which was committed a bill, entitled "An act to amend the fifth section of an act, entitled 'An act for the taxation of dogs and the protection of sheep,' approved the twenty-fifth day of May, Anno Domini one thousand eight hundred and ninety-three, by requiring proof of the burial of the carcasses of sheep killed by dogs,"

Reported Senate bill No. 83 (House No. 25) without amendment.

Mr. Woods (Westmoreland), from the same committee, to which was committed a bill, entitled "An act to amend an act, approved the fifth day of March, Anno Domini eighteen hundred and seventy-five, entitled 'An act authorizing the judges of the Supreme Court to appoint officers of said court,' so as to provide for the payment of the salaries of court criers and tipstaves by the Commonwealth,"

Reported Senate bill No. 84 (House No. 24) with amendment.

Mr. Sisson from the some committee, to which was re-committed a bill, entitled "An act to amend a supplement to an act, entitled 'An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, one thousand eight hundred and sixty, amending the ninety-first section thereof, defining rape and carnal knowledge of children and prescribing the penalty thereof,' approved the nineteenth day of May, Anno Domini one thousand eight hundred and eighty-seven,"

Re-reported bill No. 2 with amendment.

Mr. Thomas, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act providing for the relief of poor persons, regulating their settlement in poor districts, providing a means of enforcing the removal of a poor person to the district of his settlement, the payment for relief furnished to him and the payment of costs incident thereto, and authorizing courts of quar-

ter sessions to compel certain relations to contribute to the relief of poor persons,"

Reported bill No. 85 without amendment.

Mr. Cochran, from the same committee, to which was committed a bill, entitled "An act relating to the appointment of official stenographers and assistants in the courts of this Commonwealth, prescribing their qualifications, duties and compensation, the time and effect of taking exceptions during trials, the certificates to be made in regard to the transcribed notes of trials, and making their transcriptions and certified notes conclusive on appeals, and prima facie evidence in other respects,"

Reported bill No. 86 without amendment.

Mr. Herbst read in his place and presented to the Chair a bill, entitled "An act supplementary to an act, entitled 'An act to provide for the incorporation and government of street railway companies in this Commonwealth,' approved the fourteenth day of May, one thousand eight hundred and eighty-nine, giving said companies the right to carry freight and charge therefor."

Which was committed to the Committee on City Passenger Railways.

Mr. Sisson read in his place and presented to the Chair a bill, entitled "An act to amend an act, entitled 'An act relating to boarding house keepers, and authorizing the attachment of wages of persons indebted for boarding,' approved the 8th day of May, A. D. 1876, so as to permit attachment to issue in the first instance, and defining the proceedings in connection therewith before justices of the peace."

Which was committed to the Committee on Judiciary Special.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act to regulate and improve the civil service of the Commonwealth of Pennsylvania and of the cities and counties thereof."

Which was committed to the Committee on Judiciary General.

Mr. Gerberich, by request, read in his place and presented to the Chair a bill, entitled "An act authorizing and empowering the Board of Commissioners of Public Grounds and Buildings to purchase an oil painting depicting the Tenth Pennsylvania Regiment and Utah Battery at the battle of Caloocan, Philippine Islands, February 10, 1899, and making an appropriation therefor."

Which was committed to the Committee on Appropriations.

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act to validate certain elections upon the question of increasing the indebtedness of counties, cities, boroughs, townships, school districts or other incorporated districts or municipalities of

this Commonwealth, all bonds issued or to be issued pursuant to such elections, and the indebtedness represented by such bonds since thy 29th day of April, A. D. 1905."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act to regulate the purchasing, receiving, holding and conveying of real estate by insurance companies incorporated under the laws of this Commonwealth."

Which was committed to the Committee on Insurance.

Agreeably to order,.

The Senate proceeded to the third reading and consideration of Senate bill No. 11, entitled "An act to provide for the protection and preservation of game, game quadrupeds and game birds, and song, insectivorous and other wild birds, and prescribing penalties for violations of its several provisions."

And said bill having been read at length the third time.

On the question,

Will the Senate agree to the bill?

A motion was made by Mr. Grim,

That the Senate resolve itself into committee of the whole on said bill for the purpose of amending the same by striking out the words "fifteenth day of October," in section fifteen, line one, and inserting in lieu thereof the words "first day of November."

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. Stober and Mr. Herbst, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Danner, Dewalt, Fox, Grim, Heidelbaugh, Herbst, Keyser, McPherson and Stober—11.

NAYS.

Messrs. Bolard, Catlin, Cochran, Crawford, Cumings, Edmiston, Fisher, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Hill, Irvin, McNichol, Miller, Phillips, Roberts, Scott, Sisson, Sproul, Stewart, Stineman, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—31.

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the bill?

A motion was made by Mr. McPherson,

That the Senate resolve itself into committee of the whole on said bill for the purpose of amending the same by striking out the words "first day of November to the sixteenth day of the same month," in line six, section ten, and inserting in lieu thereof the words "sixteenth day of November to the first day of December."

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. McPherson and Mr. Phillips, and were as follows, viz:

YEAS.

Messrs. Godcharles, McPherson, Phillips, Stewart, Stober, Thomas, Thomson and Wilbert—8.

NAYS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran,Crawford, Cumings, Danner, Dewalt, Edmiston, Fisher, Fox, Gerberich, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, Miller, Roberts, Scott, Sisson, Sproul, Stineman, Vare, Woods (Allegheny), Woods (Westmoreland) and Zern—35.

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the bill?

It was agreed to.

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Edmiston, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Sproul, Stewart, Stineman, Thomas, Thomson,

Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—41.

NAYS.

Messrs. Grim and Stober—2.

A majority of all the Senators having voted "aye," the question determined in the affirmative.

A motion was made by Mr. Danner,

That Senate bill No. 42, on third reading, entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of act of twenty-sixth April, one thousand eight hundred and fifty-five, validating the same for the period of two years and authorizing amendments to said charters containing the provisions of said section seven of act of twenty-sixth April, one thousand eight hundred and fifty-five," be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 47, entitled "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tem.—32.

NAYS.

Messrs. Grim and Herbst—2.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 50, entitled "An act authorizing the appointment of a commission to codify the laws relating to divorce and to co-operate with other States in securing uniformity of divorce legislation in the United States."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cummings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gochring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tem.—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 54 (House No. 9), entitled "An act making an appropriation for the payment of the deficiency in the salary of the State Treasurer."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cummings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irwin, Key-

ser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tem.—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 55 (House No. 11), entitled "An act authorizing the Superintendent of Public Instruction to employ an additional stenographer and typewriter in the Department of Public Instruction."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—42.

NAYS.

None.

A majority of all the Senators having voted "aye," the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 56, entitled "An act providing that where a husband and wife are resident in different counties within this Common-

wealth and a cause of divorce shall arise, the injured party may institute proceedings in divorce in either county."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 57, entitled "An act, entitled 'An act to provide for the extension of Capitol Park, in the city of Harrisburg, and for the purchasing or taking and condemnation of the real estate in connection therewith, and making an appropriation therefor and the expense, etc., in connection therewith.'"

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wil-

bert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—41.

NAYS.

Mr. Edmiston—1.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On leave given at this time,

Mr. Brown, from the Committee on Banks and Building and Loan Associations, to which was committed a bill, entitled "An act authorizing the Banking Commissioner to appoint five additional examiners, and providing for their compensation and expenses,"

Reported Senate bill No. 87 (House No. 48), without amendment.

He also, from the Committee on Judiciary General, to which was committed a bill, entitled "'An act relating to the recording of deeds, mortgages and other instruments, providing that the same shall take effect from the time of record, regulating the duties of the recorder and repealing inconsistent acts."

Reported bill No. 88 without amendment.

On leave given at this time,

Mr. Dewalt, from the Committee on Corporations, to which was committed a bill, entitled "An act providing for the voting of shares of stock in corporations in this Commonwealth held by executors, administrators, guardians and trustees, and the manner of voting the same,"

Reported bill No. 89 without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 58, entitled "An act to amend section thirty-seven of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Dewalt, Edmiston, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback,

Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On leave given at this time,

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act authorizing City Treasurers in cities of the first class to appoint an assistant treasurer; defining his duties and fixing his salary."

Which was committed to the Committee on Municipal Affairs.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 18, entitled "'An act to amend an act, entitled 'An act to amend clause two of section thirty-one of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, providing for increased rates of toll upon bridges in certain cases,' approved the sixth day of May, Anno Domini one thousand eight hundred and eighty-seven, authorizing an increase of said tolls in certain other cases."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 62, entitled "An act providing that the district attorneys in all counties whose population does not exceed one hundred and fifty thousand shall be paid a salary, which salary shall be in lieu of all fees and in full compensation for their services and providing for the appointment of assistant district attorneys in said counties and for the compensation of the same and providing that the fees heretofore allowed the district attorneys upon indictments

shall remain in amount as heretofore, but shall hereafter be as part of the costs for the use and benefit of the proper county."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 63, entitled "An act providing for the payment of the expense of maintaining prisoners committed to county prisons for non-payment of fines or penalties imposed for the violation of city or borough ordinances or ordinances of townships of the first class by the city, borough or township of the first class to which such fines are payable."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 64, entitled "An act to amend section eleven and section thirty-two of 'An act entitled an act defining the rights and liabilities of parties to and regulating the effect of contracts for work and labor to be done and labor or materials to be furnished to any building, bridge, wharf, dock, pier, bulk-head, vault, subway, tramway, tollroad, conduit, tunnel, mine, coal-breaker, flume, pump, screen, tank, derrick, pipe-lines, aqueduct, reservoir, viaduct, telegraph, telephone, railway or railroad line, canal, mill-race, works for supplying water, heat, light, power, cold air or any other substance furnished to the public, well for the production of gas, oil or other volatile or mineral substance or other structure or improvement of whatever kind or character the same may be, providing remedies for the recovery of debts due by reason of such contracts and repealing, consolidating and extending existing laws in relation thereto,' approved the fourth day of June, one thousand nine hundred and one, so as to change the form of the claim and writ of scire facias thereon."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 65 (House No. 20), entitled "An act for the protection of index boards erected, or to be erected by the supervisors of the several townships of the Commonwealth of Pennsylvania at the intersection of public roads within the several townships of the said Commonwealth and prescribing penalties for the violation of its several provisions."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 66, entitled "An act entitled a supplement to an act of the General Assembly entitled 'An act to confer upon the several courts of common pleas of this Commonwealth, jurisdiction of a court of equity in all cases of dower and partition and prescribing the method of procedure,' approved July seventh, Anno Domini, one thousand eight hundred and eighty-five."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 68, entitled "An act to empower cities of this Commonwealth owning and operating water works systems and having supply mains passing through suburban territory to sell water to any water company or companies chartered to do business in any such suburban territory."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 69, entitled "'An act authorizing the councils of in-

corporated boroughs to require the sub-grading, paving, curbing and macadamizing of streets or thoroughfares or parts thereof and assess the cost of the same on the owners of property abutting thereon, providing four-fifth of said owners petition councils for same and providing for the collection of the cost of same."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 70, entitled "An act supplementary to an act entitled 'An act providing for the incorporation and government of cities of the third class,' approved the twenty-third day of May, Anno Domini, one thousand eight hundred and eighty-nine and the amendment thereof, enlarging, modifying, defining and prescribing the powers and duties of the city assessors elected in pursuance of article fifteen of the said act and its amendments relating to their qualifications, compensation and obligations and providing that the councils of each of the said cities shall have and exercise certain powers with reference to said assessors the Board of Revision and Appeal and the assessment and collection of taxes."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 71, entitled "An act authorizing and empowering cities owning and operating water works systems to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such cities for the purpose of patrolling the drainage area and making investigations or inquiries pertaining to the condition of the stream or streams, sanitary or otherwise."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading of Senate bills numbered and entitled as follows, viz:

Senate No. 76. "An act to amend sections two and three of an act entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth, authorizing the appointment of official stenographers in the several courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth, authorizing the appointment of stenographers by examiners, masters, referees, commissioners and auditors authorizing the appointment of assistant stenographers repealing 'An act authorizing the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May fifteenth, one thousand eight hundred and seventy-four, repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eighth, one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties of this State,' approved June tenth, one thousand eight hundred and eighty-one,' approved the twenty-fourth day of May, one thousand eight hundred and fifty-seven."

Senate No. 77. "An act to fix the salaries of the Attorney General, the Deputy Attorney General and the salaries of the clerks and private secretary of the Attorney General's Department."

Senate No. 78. "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation and preventing the granting of warrants for the beds of navigable rivers."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Stober,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until tomorrow morning at three o'clock.

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## WEDNESDAY, FEBRUARY 15, 1905.

The President pro tempore in the Chair.

The Chair laid before the Senate petitions of the Ministerial Association of the Bethlehems, voters of Blair county, Philadel-

phia county and Delaware county, praying for the passage of a State Local Option Law.

Which were referred to the Committee on Law and Order.

Mr. Hall presented a remonstrance of the Presbyterian congregation of Limestone, Pa., against the altering, modifying or repealing of the Act of April 22, 1794, known as the Sunday Law.

Which was referred to the Committee on Judiciary General.

He also presented a petition of voters of Clarion county, Pa., in favor of the passage of a State Local Option Law.

Which was referred to the Committee on Law and Order.

Mr. Calpin presented a remonstrance of voters of Lackawanna county against the passage of the bill introduced by Senator McNichol, affecting the act of 1794, known as the Sunday Law.

Which was referred to the Committee on Judiciary General.

Mr. Cumings presented a petition of citizens of Warren county praying for the passage of a State Local Option Law.

Which was referred to the Committee on Law and Order.

Mr. McPherson presented petitions of certain pastors, religious bodies and voters in his district, praying for the passage of a State Local Option Law.

Which was referred to the Committee on Law and Order.

He also presented a remonstrance of citizens of Mechanicsburg, Pa., against the passage of the proposed Sunday Law.

Which was referred to the Committee on Judiciary General.

The President pro tempore laid before the Senate the following communications, in writing, which were read as follows, viz:

Portland, Oregon, February 3, 1905

To the Honorable, the Senate and House of Representatives, of the Commonwealth of Pennsylvania, in session assembled, Harrisburg, Pennsylvania.

Gentlemen: We, a Committee of the Pennsylvania Society of Oregon, duly appointed, respectfully represent:

That the native born Pennsylvanians, residing in Oregon, have organized a society, for our mutual benefit and the benefit of our native and adopted states, That said Society has a large membership and is growing constantly;

That there will be held in the city of Portlard, Oregon, from May to November, 1905, an Exposition known as The Lewis and Clark Centennial Exposition and Oriental Fair;

That this Exposition is in commemoration of an important event

in our National history, for it was the expedition of Lewis and Clark, sent by President Jefferson, that gave the Pacific Northwest to the United States; that gave the first authentic information concerning this vast territory and was the means of establishing the claim of our country to the States of Oregon, Washington, Idaho and western Montana, an area equal in extent to the whole of our country north of the Potomac and east of the Eastern boundry of Illinois;

That the Exposition commenced with local funds of one million dollars from this city and State; the National Government has appropriated one half million dollars and the following named States have already made appropriations for State buildings and exhibits: Oregon, California, Washington, Idaho, Montana, North Dakota, Missouri, New York, Massachusetts and Utah, and bills are pending for appropriations in Illinois, Colorado, Wisconsin, Michigan and Arizona, in amounts from ten thousand to four hundred and fifty thousand dollars.

In addition exhibits will be made from the following-named foreign countries: Great Britain, France, Germany, Russia, Italy, Austria-Hungary, Japan, China, Sweden, Norway, Turkey, Belgium, Holland, Switzerland, Australia, Corea, Siam, Costa Rica, East India, Persia, Algeria and Egypt.

That Oregon made a most creditable exhibit at our Centennial in 1876; that Oregon has large trade relations with Pennsylvania.

That there resides in the Pacific States, according to the United States Census, nearly sixty-four thousand native born Pennsylvanians; from these, if there has been "no race suicide," there has come a mighty host that contains good Pennsylvania blood, and they all feel that their native State or the State of their forefathers, the great Keystone State, should be represented.

Therefore, we, your committee, respectfully recommend and urge upon you the advisability of your making an appropriation sufficient to enable our native state to make an exhibit in keeping with her resources and standing and as she deserves to be represented.

We are authorized by the Society to inform you that we are all ready to aid and assist in making any exhibit that you may desire or decide to make a success so far as in our power we are able.

We pray for a favorable consideration of our request.

We have the honor to be,

Very respectfully,

JESSE M. BAKER,

Captain and A. Q. M., U. S. A., formerly State Senater from Delaware county, Pa.

B. S. PAGN,

Attorney-at-Law ; native of Carlisle, Pa.

Committee.

Attest:

H. L. PITTOCK,

President of Pennsylvania Society of Oregon; business manager of "The Oregonian," native of Pittsburg, Pa.

House Concurrent Resolution No. 10.

Resolved, By the House of Representatives of the Twenty-third Legislative Assembly of the Territory of Arizona, the Council concurring:

That we appeal to the justness and fairness of the members of the various State Legislatures now in session, and call upon them to request and urge their respective representatives in the Senate of the United States to give careful and just consideration to the protests and objections advanced by the citizens of the Territory of Arizona against the passage of the measure now pending before the Senate of the United States designed and seeking to make one State of the Territories of Arizona and New Mexico.

Resolved, That the Speaker of the House and President of the Council be instructed, and they are hereby directed, to send a copy of the resolution to the various State Legislatures that are now in session.

Passed the House by unanimous vote.

WILFRED T. WEBB,
Speaker of the House.
J. P. DILLON,
Chief Clerk of the House.

Passed the Council by unanimous vote.

GEO. W. P. HUNT,
President of the Council.
R. S. MACLAY,
Chief Clerk of the Council.

Resolutions passed by the New Era Club of Western Pennsylvania, on Wednesday, February 8, 1905:

Resolved, That we approve of and endorse the following bills now pending before our State Legislature:

1. The McElroy (House) bill, amending the juvenile court laws.
2. The Maust (House) bill, providing for the establishment of parental schools for habitual truants, etc.
3. The child labor bills (as more specifically set forth in a separate resolution).
4. The bill asking for the creating of a commission with the object of establishing more uniform divorce laws throughout the United States.
5. The two bills introduced for the establishment of sanitariums for consumptives, one in our forest reservations, the other asking for an appropriation for such institution to be located in Western Pennsylvania.
6. The Riley bill, abolishing capital punishment; or, if that should fail to pass, the Mohr bill, giving to judges the discretionary power of imposing the death penalty or life imprisonment.

That we disapprove and protest against the passage of the excise bill, which would take from the hands of our courts the granting of a license to sell intoxicating liquors.

Laid on the table.

Mr. Bolard, from the Committee on Game and Fish to which was committed a bill, entitled "A joint resolution for the creation of a commission for the purpose of co-operating with the authorities of the State of New Jersey in regard to the propagation of sturgeon, shad, bass, perch, and other fish, and the adoption of concurrent laws relevant thereto by both States."

Reported Senate bill No. 90 (House No. 37) without amendment.

Mr. Woods (Allegheny), from the Committee on Judiciary General, to which was committed a bill, entitled "An act to validate certain elections upon the question of increasing the indebtedness of counties, cities, boroughs, townships, school districts or other incorporated districts or municipalities of this Commonwealth, all bonds issued or to be issued pursuant to such election, and the indebtedness represented by such bonds since the twenty-ninth day of April, Anno Domini one thousand nine hundred and three."

Reported bill No. 91 without amendment.

Mr. Fisher, from the Committee on Judiciary General, to which was committed a bill, entitled "A further supplement to an act, entitled 'An act relating to executions,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act, by providing that proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate, and a jury of six men, instead of before two justices of the peace or aldermen and a jury of twelve men, as provided by said act, and fixing the time for the hearing in such proceedings."

Reported bill No. 92 with amendment.

Mr. Freeland, from the Committee on Judiciary General, to which was committed a bill, entitled "An act confirming and validating elections heretofore held for the increase of municipal indebtedness, notwithstanding defects in procedure or ballot."

Reported Senate bill No. 93 (House No. 28) without amendment.

Mr. Bolard, from the Committee on Appropriations, to which was committed a bill, entitled "An act to provide for the protection of trees, shrubs, vines and plants against destructive insects and disease, and providing for the enforcement of this act, the expenses connected therewith, and fixing the penalties for its violation."

Reported Senate bill No. 94 (House No. 55) with amendment.

He also, from the Committee on Agriculture, to which was committed a bill, entitled "An act to amend section two of an act, entitled 'An act to amend section two of an act, entitled 'An act to prevent fraud and deception in the manufacture and sale of cheese, and defining what shall constitute the various grades of cheese, providing rules and regulations for marking and branding the same, providing for the enforcement of this act, prescribing pen-

alties for its violation,' approved the twenty-third day of June, Anno Domini one thousand eight hundred and ninety-seven,' said amendment approved the second day of May, Anno Domini one thousand nine hundred and one."

Reported Senate bill No. 95 (House No. 42) without amendment.

Mr. Gransback, from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act authorizing city treasurers in cities of the first class to appoint an assistant treasurer, defining his powers, and fixing his salary."

Reported bill No. 96 without amendment.

Mr. Godcharles, from the Committee on Public Roads and Highways, to which was committed a bill, entitled "An act providing for the erection of county bridges over any river, creek or rivulet forming the boundary between any borough and township of the first or second class where the same crosses a public highway, and providing for the cost and maintenance of the same."

Reported bill No. 97 without amendment.

On leave given at this time,

On motion of Mr. Scott,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That when the Senate adjourn to-day it be to meet on Wednesday, February 22, 1905, at nine o'clock P. M.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act amending the ninth clause of the fifth section of the act, entitled 'An act to restrain and regulate the sale of vinous, spiritious, malt or brewed liquors, or any admixture thereof,' approved the thirteenth day of May, Anno Domini one thousand eight hundred and eighty-seven, as amended by an act of Assembly, approved the fourth day of May, Anno Domini one thousand eight hundred and ninety-three, authorizing bondsmen from any part of the county, or a security, trust, or surety company, organized under the laws of this State or any other State of the United States, to execute the bond required, and fixing the amount thereof, and providing for the filing and approving of the same."

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair a bill, entitled "An act to amend sections five and six of an act, entitled 'An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in the cities

of the first, second and third classes, with systematic examinations, registration and licenses for all entering the business of burying the dead, and penalties for violation of the provisions thereof,' approved the seventh day of June, Anno Domini one thousand eight hundred and ninety-five, by extending the provisions of the said act throughout this Commonwealth, and providing for the payment of the expenses thereof."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to provide for the selection of a site and the erection of a State hospital for the treatment and care of the criminal insane, to be called the State Hospital for the Criminal Insane, and making an appropriation therefor."

Which was committed to the Committee on Appropriations.

Mr. White read in his place and presented to the Chair a bill, entitled 'An act providing that property provided and maintained by public or private charity and used for public libraries, museums or art galleries shall be exempt from taxation during such use."

Which was committed to the Committee on Judiciary General.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act to amend the second section of an act approved the fourth day of February, Anno Domini one thousand eight hundred and seventy, entitled 'An act to prevent the issue of unauthorized policies of insurance,' extending the privilege thereof to certain unincorporated associations of other States."

Which was committed to the Committee on Insurance.

He also read in his place and presented to the Chair a bill, entitled "An act to regulate the practice of and licensing osteopaths in the State of Pennsylvania, the establishment of a board of osteopathic examiners representing the Pennsylvania Osteopathic Association, and providing for the punishment of persons violating the provisions of this act."

Which was committed to the Committee on Judiciary General.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act to provide for the extension of the State Library and for the organization of a museum to contain historical and archaeological material and objects illustrating the flora and fauna of Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act to authorize the State Librarian to charge and collect a fee for the use of the Commonwealth for each certificate given of information contained in the archives in the Department of Public Records."

Which were committed to the Committee on Library.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act to increase the salary of the Dairy and Food Commissioner of this Commonwealth."

Which was committed to the Committee on Judiciary General.

The title of the following bill, which had passed both Houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore, in the presence of the Senate, signed the same, viz:

House No. 5. "An act to provide for charging the cost of construction of sewers and drains heretofore or hereafter constructed in townships of the first class against properties accommodated or benefitted thereby, authorizing the township commissioners to create sewer districts, to apportion the cost of sewer construction among the same, and to prescribe the manner in which the charges shall be assessed on properties and municipal liens filed for the same, or to assess an annual tax for payment of such cost."

On motion of Mr. Roberts,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That over one thousand (1,000) copies of Senate bill No. 1, be and the same are hereby directed to be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 2, entitled "An act to amend 'A supplement to an act entitled 'An act to consolidate, revise and amend the penal laws of this Commonwealth,' approved the thirty-first day of March, one thousand eight hundred and sixty, amending the ninety-first section thereof, defining rape, and carnal knowledge of female children and prescribing the penalty thereof,' approved the nineteenth day of May, Anno Domini, one thousand eight hundred and eighty-seven."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Crawford, Cumings, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Keyser,

Manbeck, McPherson, Phillips, Roberts, Scott, Sisson, Stewart, Thomson, White, Wilbert, Woods (Westmoreland), Zern and Sproul, President Pro Tem.—27.

NAYS.

Messrs. Brown, Catlin and Hackett—3.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 18, entitled "An act to amend an act entitled 'An act to amend clause two, of section thirty-one, of an act entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four providing for increased rates of toll upon bridges in certain cases,' approved the sixth day of May, Anno Domini one thousand eight hundred and eighty-seven authorizing an increase of said tolls in certain other cases."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Crawford, Dewalt, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, McPherson, Phillips, Scott, Sisson, Stewart, Stineman, Stober, Thomson, White, Wilbert, Zern and Sproul—President pro tem.—28.

NAYS.

Mr. Roberts—1.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 28, entitled "An act for the appointment and maintenance of a board to be known as the Armory Board of the State of Pennsylvania and for the payment of its expenses and for the erection and maintenance of armories for the use of the National Guard of Pennsylvania, throughout the Commonwealth of Pennsylvania and making an appropriation for the same."

And said bill having been read at length the third time.

On the question,

Will the Senate agree to the bill?

Mr. Cumings asked and obtained unanimous consent to amend the bill as follows, viz:

By striking out the words "the erection and maintenance of" and inserting the words "providing, managing and caring for."

In section one, line four, strike out words "erected and established" and insert the word "appointed."

In line seven, section one, strike out word "there" and insert "three."

In line eight, section one, strike out the words "locate and erect" and insert the words "provide, manage and care for."

In lines nine, ten and eleven, strike out all after the word "Pennsylvania" in line nine.

In line two, section two, after the word "erect" insert the words "or provide."

In line six, section three, strike out the words "the erection of armories" and insert "armory purposes."

In line three, section four, strike out the word "erect" and insert the word "provide."

In line twelve, section four, insert after the word "erected" the words "or provided."

In line thirteen, section four, strike out the word "provide" and insert the word "arrange."

In line three, section seven, strike out the word "in aid of the erection of" and insert the words "to aid in providing or erecting."

In line four, section nine, strike out the word "erected" and insert the word "provided."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

A motion was made by Mr. Cumings,

That Senate bill No. 51, on third reading, entitled "An act to authorize the purchase of historical works relative to the services of Pennsylvania volunteers during the late Civil War," be recommitted to the Committee on Appropriations.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 63, entitled "An act providing for the payment of the expense of maintaining prisoners committed to the county prisons for non-payment of fines or penalties imposed for the violation of city or borough ordinances or ordinances of townships of the first class by the city, borough or township of the first class to which such fines are payable."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Cumings, Danner, Fox, Freeland, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Phillips, Scott, Sisson, Stewart, Stineman, Stober, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President pro tem.—31.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 65 (House No. 20), entitled "An act for the protection of index boards, erected or to be erected by the supervisors of the several townships of the Commonwealth of Pennsylvania at the intersection of public roads within the several townships of the said Commonwealth and prescribing penalties for the violation of its several provisions."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Fox, Godcharles, Goehring, Gransback, Grim ,Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McPherson, Phillips, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny) and Sproul, President pro tem.—32..

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 66, entitled "An act entitled a supplement to an act of the General Assembly, entitled 'An act to confer upon the several courts of common pleas of this Commonwealth jurisdiction of a court of equity in all cases of dower and partition and prescribing the method of procedure,' approved July seventh, Anno Domini one thousand eight hundred and eighty-five."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cumings, Danner,Fox, Freeland, Godcharles, Goehring, Grim, Heidelbaugh, Herbst, Hill, Irwin, Keyser, Manbeck, McPherson, Phillips, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President pro tem.—31.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 68, entitled "An act to empower cities of this Commonwealth owning and operating water works systems and having supply mains passing through suburban territory to sell water to any water company or companies chartered to do business in any such suburban territory."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Danner, Dewalt, Freeland, Goehring, Grim, Hall, Heidelbaugh, Herbst, Hill, Stober, Zern and Sproul, President pro tem.—13.

NAYS.

Messrs. Bolard, Brown, Catlin, Cumings, Fox, Godcharles, Gransback, Hackett, Irwin, Keyser, Manbeck, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Thomas, Thomson, White and Wilbert. —21.

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 69, entitled "An act authorizing the councils of incorporated boroughs to require the sub-grading, paving, curbing and macadamizing of streets or thoroughfares or parts thereof and assess the cost of the same on the owners of property abutting thereon, providing four-fifths of said owners petition councils for same and providing for the collection of the cost of same."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dan-

ner, Dewalt, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Phillips, Scott, Sisson, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President pro tem.—33.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 70, entitled "An act supplementary to an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine, and the amendment thereof, enlarging, modifying, defining and prescribing the powers and duties of the city assessors elected in pursuance of article fifteen of said act, and its amendments relating to their qualifications, compensation and obligations, and providing that the councils of each of the said cities shall have and exercise certain powers with reference to said assessors, the Board of Revision and Appeal, and the assessment and collection of taxes."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Danner, Dewalt, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McPherson, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President pro tem.—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 71, entitled "An act authorizing and empowering cities owning and operating water works systems to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such cities for the purpose of patrolling the drainage area and making investigations or inquiries pertaining to the condition of the stream or streams, sanitary or otherwise."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Cumings, Danner, Dewalt, Freeland, Gochring, Grim, Heidelbaugh, Herbst, Hill, McPherson, Sisson, Stober, Zern and Sproul, President pro tem.—15.

NAYS.

Messrs. Brown, Catlin, Crawford, Fox, Godcharles, Gransback, Hackett, Irvin, Keyser, Manbeck, Phillips, Roberts, Scott, Stewart, Stineman, Thomas, Thomson and Wilbert—18.

Less than a majority of all the Senators having voted "aye," the question was determined in the negative.

The private secretary of the Governor being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February, 14, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed concurrent resolution from the Senate and House of Representatives, providing for the printing of one thousand copies of the memorial services held in honor of Edwin W. Smiley, late Chief Clerk of the Senate.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February, 14, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed concurrent resolution from the Senate and House of Representatives, providing for the printing of one thousand copies of the proceedings of the memorial services held in honor of the Honorable John T. Harrison.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February, 14, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed concurrent resolution from the Senate and House of Representatives, providing for the printing of one thousand copies of the memorial services held in honor of the late Honorable Alexander E. Patton.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 15, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named gentlemen to be trustees of the State Hospital for the Insane, at Norristown, for the term of three years, to compute from February 15, 1905.

Frank L. Smith, Norristown.
Thomas W. Marshall, West Chester.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 15, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Louis J. Vogel, Pittsburg, Feb. 15, 1905.
Chas. W. Hamilton, Pittsburg, Feb. 15, 1905.
E. W. Newell, Pittsburg, Feb. 26, 1905.
Robert P. Watt, Pittsburg, Feb. 27, 1905.
Thomas M. Boyd, Jr., Pittsburg, Feb. 27, 1905.
J. H. Beckfield, Allegheny, Feb. 27, 1905.
William A. Golden, Pittsburg, March 6, 1905.

Berks County.

Daniel J. McDermott, Reading, Feb. 27, 1905.

Cumberland County.

Lemuel S. Eisenhower, Carlisle, Feb. 27, 1905.

Delaware County.

Edwin B. Lewis, Lansdowne, Feb. 26, 1905.

Erie County.

L. E. Torry, Erie, Feb. 26, 1905.

Fayette County.

Byron Porter, Connellsville, Feb. 27, 1905.

Jefferson County.

J. A. Whiteman, Punxsutawney, Feb. 27, 1905.

Lancaster County.

E. Meister, Lancaster, Feb. 27, 1905.
H. Rea Engle, Marietta, Feb. 27, 1905.
B. G. Hipple, Marietta, Feb. 27, 1905.

Lackawanna County.

George S. Horn, Scranton, Feb. 15, 1905.
J. O'Hearn, Carbondale, Feb. 27, 1905.

Lehigh County.

Marcus H. Bickert, Allentown, Feb. 15, 1905.

Luzerne County.

William Danes, Hazleton, Feb. 15, 1905.

Philadelphia County.

Harry A. Durst, Philadelphia, Feb. 15, 1905.
Frederick Liebfried, Jr., Philadelphia, Feb. 26, 1905.

Franz Ehrlich, Jr., Philadelphia, Feb. 26, 1905.
Robert Wiltbank, Philadelphia, Feb. 26, 1905.
C. Ford Stevens, Philadelphia, Feb. 27, 1905.
Jos. M. Murray, Philadelphia, Feb. 27, 1905.
Geo. E. Griffin, Philadelphia, Feb. 27, 1905.
John O'Connell, Philadelphia, Feb. 27, 1905.
Frank G. Grier, Philadelphia, March 27, 1905.

Sullivan County.

Albert F. Heess, Dushore, Feb. 27, 1905.

Susquehanna County.

Simon B. Chase, Hallstead, Feb. 27, 1905.

Westmoreland County.

Harry Laughrey, Scottdale, Feb. 27, 1905.

York County.

Richard W. Drenning, Wrightsville, Feb. 27, 1905.

SAML. W. PENNYPACKER.

A motion was made by Mr. White,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of the following named gentlemen to be trustees of the State Hospital for the Insane, at Norristown, for the term of three years, to compute from February 15, 1905:

Frank L. Smith, Norristown.
Thomas W. Marshall, West Chester.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Godcharles, Goehring, Grans-

back, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McPherson, Phillips, Roberts, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—39.

NAYS.

None.

Two thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Louis J. Vogel, Pittsburg, Feb. 15, 1905.
Chas. W. Hamilton, Pittsburg, Feb. 15, 1905.
E. W. Newell, Pittsburg, Feb. 26, 1905.
Robert P. Watt, Pittsburg, Feb. 27, 1905.
Thomas M. Boyd, Jr., Pittsburg, Feb. 27, 1905.
J. H. Beckfield, Allegheny, Feb. 27, 1905.
William A. Golden, Pittsburg, March 6, 1905.

Berks County.

Daniel J. McDermott, Reading, Feb. 27, 1905.

Cumberland County.

Lemuel S. Eisenhower, Carlisle, Feb. 27, 1905.

Delaware County.

Edwin B. Lewis, Lansdowne, Feb. 26, 1905.

Erie County.

L. E. Torry, Erie, Feb. 26, 1905.

Fayette County.

Byron Porter, Connellsville, Feb. 27, 1905.

Jefferson County.

J. A. Whiteman, Punxsutawney, Feb. 27, 1905.

Lancaster County.

E. Meister, Lancaster, Feb. 27, 1905.
H. Rea Engle, Marietta, Feb. 27, 1905.
B. G. Hipple, Marietta, Feb. 27, 1905.

Lackawanna County.

George S. Horn, Scranton, Feb. 15, 1905.
J. O'Hearn, Carbondale, Feb. 27, 1905.

Lehigh County.

Marcus H. Bickert, Allentown, Feb. 15, 1905.

Luzerne County.

William Danes, Hazleton, Feb. 15, 1905.

Philadelphia County.

Harry A. Durst, Philadelphia, Feb. 15, 1905.
Frederick Liebfried, Jr., Philadelphia, Feb. 26, 1905.
Franz Ehrlich, Jr., Philadelphia, Feb. 26, 1905.
Robert Wiltbank, Philadelphia, Feb. 26, 1905.
C. Ford Stevens, Philadelphia, Feb. 27, 1905.
Jos. M. Murray, Philadelphia, Feb. 27, 1905.
Geo. E. Griffin, Philadelphia, Feb. 27, 1905.
John O'Connell, Philadelphia, Feb. 27, 1905.
Frank G. Grier, Philadelphia, March 27, 1905.

Sullivan County.

Albert F. Heess, Dushore, Feb. 27, 1905.

Susquehanna County.

Simon B. Chase, Hallstead, Feb. 27, 1905.

Westmoreland County.

Harry Laughrey, Scottdale, Feb. 27, 1905.

York County.

Richard W. Drenning, Wrightsville, Feb. 27, 1905.

SAML. W. PENNYPACKER.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McPherson, Phillips, Roberts, Scott, Sisson, Stewart,

Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—39.

NAYS.

None.

Two thirds of all the Senators having voted "aye," the question was determined in the affirmative.

On leave given at this time,

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act authorizing the valuation of sickness insurance policies written upon a net premium basis, and providing for such valuation."

Which was committed to the Committee on Insurance.

On leave given at this time,

Mr. Wilbert read in his place and presented to the Chair a bill, entitled "An act to amend the fifth section of the act of Assembly of April fourteenth, 1851, and to increase the amount of the exemption of the widow and children of a decedent."

Which was committed to the Committee on Judiciary General.

On leave given at this time,

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act amending the act, entitled 'An act amending the act, entitled 'An act providing for the acquisition by the State of certain ground at Valley Forge for a public park, and making an appropriation therefor,' approved May thirtieth, one thousand eight hundred and ninety-three, providing for the acquisition of additional land, and giving authority to the commissioners to deputize officers, to maintain police regulation, giving authority to said officers to make arrests, etc., approved March nineteenth, Anno Domini nineteen hundred and three,' providing for the acquisition of additional land by said Valley Forge Park Commission."

Which was committed to the Committee on Appropriations.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 76, entitled "An act to amend sections two and three of an act, entitled 'An act directing the appointment of official stenographers in the several courts of this Commonwealth, authorizing the appointment of official stenographers in the several courts of oyer and terminer and general jail delivery, and courts of quarter sessions of the peace of this Commonwealth, authorizing the appointment of stenographers by examiners, masters, referees,

commissioners and auditors, authorizing the appointment of assistant stenographers, repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May fifteenth, one thousand eight hundred and seventy-four, repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties, and fixing their compensation,' approved May eighth, one thousand eight hundred and seventy-six, and repealing 'An act defining the duty of court stenographers in the several counties of this State,' approved June tenth, one thousand eight hundred and eighty-one,' approved the twenty-fourth day of May, one thousand eight hundred and fifty-seven."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 77, entitled "An act to fix the salaries of the Attorney General, the Deputy Attorney General and the salaries of the clerks and private secretary of the Attorney General's Department."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 78, entitled "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation, and preventing the granting of warrants for beds of navigable rivers."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 79 (House No. 7), entitled "An act to enable town-

ships of the first class, and which no longer have a population of at least three hundred to the square mile, to again become townships of the second class."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 80, entitled "An act to provide for the classification of the boroughs of the Commonwealth with respect to their population into two classes, establishing the form of government for the boroughs of each class, creating the office of comptroller in boroughs of the first class, extending the term of office of treasurer, providing for the collection of borough taxes, and prescribing the duties of officers of boroughs of the first class."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. White,

That the foregoing Senate bill No. 80 be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 81 (House No. 27), entitled "An act amending the first, second and third sections of an act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved July tenth, one thousand nine hundred and one, and extending it to the condemnation of streets or alleys, opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or control, and close the same or portions thereof, and providing for the payment of costs on appeal."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 82 (House No. 50), entitled "An act to provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective officer and assistant special detective officers not exceeding ten in number, making said special detective officers general police officers, with the same powers conferred on constables in cases of crime and criminal procedure, and defining their duties and fixing the salaries

of the same, and authorizing the payment of necessary traveling expenses."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 83 (House No. 25), entitled "An act to amend the fifth section of an act, entitled 'An act for the taxation of dogs and the protection of sheep,' approved the twenty-fifth day of May, Anno Domini one thousand eight hundred and ninety-three, by requiring proof of the burial of the carcasses of sheep killed by dogs."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 84 (House No. 24), entitled "An act to amend an act approved the fifth day of March, Anno Domini eighteen hundred and seventy-five, entitled 'An act authorizing the judges of the Supreme Court to appoint officers of said court,' so as to provide for the payment of the salaries of court criers and tipstaves by the Commonwealth."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 85, entitled "An act providing for the relief of poor persons, regulating their settlements in poor districts, providing a means of enforcing the removal of a poor person to the district of his settlement, the payment of relief furnished to him and the payment of costs incident thereto, and authorizing courts of quarter sessions to compel certain relations to contribute to the relief of poor persons."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 86, entitled "An act relating to the appointment of official stenographers and assistants in the courts of this Commonwealth, prescribing their qualifications, duties and compensation, the time and effect of taking exceptions during trials, the cer-

tificates to be made in regard to the transcribed notes of trials, and making their transcribed and certified notes conclusive on appeals, and prima facie evidence in other respects."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 87 (House No. 48), entitled "An act authorizing the Banking Commissioner to appoint five additional examiners, and providing for their compensation and expenses."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 88, entitled "An act relating to the recording of deeds, mortgages and other instruments, providing that the same shall take effect from the time of record, regulating the duties of the recorder, and repealing inconsistent acts."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Calpin,

That the foregoing Senate bill No. 88, be re-committed to the Committee on Judiciary General.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 89, entitled "An act providing for the voting of shares of stock in corporations in this Commonwealth held by executors, administrators, guardians and trustees, and the manner of voting the same."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

The Clerk of the House of Representatives being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

Resolved (if the House of Representatives concur), That when the (Senate) General Assembly adjourn to-day, it be to meet on Wednesday, February 22, 1905, at nine o'clock P. M.

With amendment, in which the concurrence of the Senate is requested.

The foregoing amendment having been read, considered and concurred in,

Ordered, That the Clerk inform the House of Representatives accordingly.

He also presented for concurrence bills numbered and entitled as follows, viz:

House No. 56. "An act relating to the institution, prosecution and taxation of costs in criminal cases."

Which was committed to the Committee on Judiciary General.

House No. 68. "An act to amend an act, entitled 'An act for the protection of the health of persons addicted to the smoking of cigarettes, and imposing a fine for the violation of its provisions,' approved April fourth, Anno Domini one thousand nine hundred and three."

Which was committed to the Committee on Public Health and Sanitation.

House No. 70. "An act to amend sections one and two of an act, entitled 'An act to establish county associations of school directors,' approved the twenty-first day of April, Anno Domini one thousand nine hundred and three."

Which was committed to the Committee on Education.

House No. 73. "An act to amend an act, entitled 'An act to amend the forty-sixth section of an act approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, entitled 'An act relating to roads, highways and bridges,' authorizing the construction of bridges on the line of adjoining counties or located within one-fourth of a mile from the county lines,' approved the twenty-third day of April, Anno Domini one thousand nine hundred and three."

Which was committed to the Committee on Judiciary General.

He also returned bills from the Senate numbered and entitled as follows, viz:

Senate No. 9. "An act amending the seventy-fourth section of an act, entitled 'An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings,' approved the thirty-first day of March, eighteen hundred and sixty, by repealing the proviso thereof which prohibits the imposing of sentences to expire between the fifteenth day of November and the fifteenth of February of any year."

Senate No. 12. "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines."

Senate No. 13. "An act authorizing appeals to orphans' courts from decisions of registers of wills, granting issues devisavit vel non in cases of contested wills."

Senate No. 17. "An act to quiet the title of real estate and to enable citizens of the United States and corporations chartered under the laws of this Commonwealth, and authorized to hold real estate therein, to hold and convey title to real estate which has formerly been held by corporations not authorized by law to hold real estate in Pennsylvania."

With information that the House of Representatives has passed the same without amendment.

A motion was made by Mr. Keyser,

That the Senate do now adjourn,

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until Wednesday evening, February 22, at nine o'clock.

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## WEDNESDAY, FEBRUARY 22, 1905.

The President pro tempore in the Chair.

Mr. Stober asked and obtained leave of absence for Mr. Quail for this session.

Mr. Fisher asked and obtained leave of absence for Mr. McNees on account of sickness.

Mr. Danner presented remonstrances of sundry religious organizations of Bethlehem, Pa., against the passage of the proposed McNichol bill whose purpose is to change the act of April 22, 1794.

Which were referred to the Committee on Judiciary General.

Mr. Phillips presented memorials from the Permanent Civic Committee of Women's Clubs of Western Pennsylvania, asking for additional legislation regulating child labor and amending the Juvenile court laws.

Which were reported to the Committee on Judiciary General.

He also presented a memorial from the same organization praying for the passage of House bill No. 57.

Which was referred to the Committee on Education.

He also presented a memorial from the same organization asking for an appropriation for the establishment of a Sanitarium for consumptives in the Western part of the Commonwealth.

Which was referred to the Committee on Appropriation.

He also presented a memorial from the same organization asking for the passage of the several bills now pending, looking to the pre servation of the forests of the State.

Which was referred to the Committee of Forestry.

Mr. McPherson presented a petition of voters of Cumberland county, praying for the passage of a State Local Option Law.

Which was referred to the Committee on Law and Order.

Mr. Gransback from the Committee on Insurance to which was committed a bill, entitled "An act regulating fire insurance companies and policies."

Reported bill No. 98 without amendment.

Mr. Irvin from the Committee on Education to which was committed a bill, entitled "An act to re-organize the Board of Trustees of the Pennsylvania State College."

Reported bill No. 99 without amendment.

Mr. Heidelbaugh from the Committee on Education to which was committed a bill, entitled "An act fixing the time when school taxes shall be levied by school boards of the several school districts in cities of the third class."

Reported bill No. 100 without amendment.

Mr. McPherson from the Committee on Education to which was committed a bill, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing control boards of education in cities of the second class to establish and maintain schools for instruction in the mechanical arts and kindred subjects,' approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, as amended by an act of May twenty-first, one thousand eight hundred and ninety-five, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects, approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five so as to extend the provisions thereof to cities of the third class,' so as to extend the benefits and provisions of the said act to boroughs and townships of the first class,' so as to enlarge the powers conferred upon such school authorities by said acts by adding the power to establish and maintain schools for athletics."

Reported bill No. 101 without amendments.

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act to appropriate the sum of two hundred thousand dollars for the encouragement and support of township high schools."

Which was committed to the Committee on Appropriations.

He, also read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the public schools of this Commonwealth, and providing for the distribution thereof."

Which was committed to the Committee on Appropriations.

Mr. Woods (Allegheny), read in his place and presented to the Chair a bill, entitled "An act permitting the voters of boroughs of this Commonwealth to vote on and control the passage of ordinances granting franchises to public service corporations, providing for the payment of additional expenses of elections for the same, limiting the terms of said franchises, and repealing acts inconsistent herewith"

Which was committed to the Committee on Judicial General.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act making an appropriation toward the erection of a monument commemorative of the valor and heroism of the officers and soldiers of the United States Army in the War of the Rebellion, in the Battle of Monocacy, Maryland, on July ninth, 1864.

Which was committed to the Committee on Appropriations.

Mr. Wilbert read in his place and presented to the Chair a bill, entitled "An act providing for the annexation of one city of the second class in this Commonwealth to another city of the same class contiguous thereto, and in the same county, division into wards, and providing for the indebtedness of same.

Which was committed to the Committee on Municipal Affairs.

Mr. Matson read in his place and presented to the Chair a bill, entitled "An act authorizing the State Superintendent of Public Instruction, under certain conditions, to cancel any certificate issued by authority of the laws of this Commonwealth to any teacher therein."

Which was committed to the Committee on Education.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act relative to the sale in bulk of the whole or a large part of a stock of merchandise and fixtures, or merchandise or fixtures not in the ordinary course of business; providing certain requirements therefor; imposing certain duties upon the seller, and making their violation a misdemeanor."

Which was committed to the Committee on Judiciary General.

Mr. Scott read in his place and presented to the Chair a bill, entitled An act making an appropriation to the Pennsylvania Academy of the Fine Arts of the City of Philadelphia."

Which was committed to the Committee on Appropriations.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 29, entitled "An act giving a remedy by bill of equity against the publishers of newspapers for publications affecting individuals, associations, firms or corporations and alleged to be false in whole or in part."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Goehring asked and obtained unanimous consent to amend the same by striking out all after the word "act" in the title and inserting in lieu thereof the following " giving a remedy by bill in equity to any individual, association, firm or corporation, against the publishers of newspapers, for publications alleged to be false in whole or in part."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 61 (House No. 8), entitled An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of this Commonwealth, having over eight hundred thousand inhabitants prescribing the powers and duties and fixing the salaries of the said assistant district attorneys."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Edminston, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McPherson, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Wilbert,

Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—31.

NAYS.

Mr. Herbst.—1.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 64, entitled "An act to amend section eleven and section thirty-two of 'An act entitled an act defining the rights and liabilities of parties to and regulating the effect of contracts for work and labor to be done and labor or materials to be furnished to any building, bridge, wharf, dock, pier, bulk-head, vault, subway, tramway, tollroad, conduit, tunnel, mine, coal-breaker, flume, pump, screen, tank, derrick, pipe-lines, aqueduct, reservoir, viaduct, telegraph, telephone, railway or railroad line, canal, mill-race, works for supplying water, heat, light, power, cold air or any other substance furnished to the public, well for the production of gas, oil or other volatile or mineral substance or other structure or improvement of whatsoever kind or character the same may be, providing remedies for the recovery of debts due by reason of such contracts and repealing, consolidating and extending existing laws in relation thereto,' approved the fourth day of June, one thousand nine hundred and one, so as to change the form of the claim and writ of scire facias thereon."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Bolard, Calpin, Catlin, Crawford, Edmiston, Fisher, Freeland, Godcharles, Goehring, Gransback, Grim, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McPherson, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Wilbert, Woods (Allegheny), Zern and Sproul, President pro tem.—31.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 76, entitled "An act to amend sections two and three of an act, entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth, authorizing the appointment of official stenographers in the several courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth, authorizing the appointment of stenographers by examiners, masters, referees, commissioners and auditors, and authorizing the appointment of assistant stenographers, repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May fifteenth, one thousand eight hundred and seventy-four, repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth, prescribing their duties and fixing their compensation,' approved May eighth, one thousand eight hundred and seventy-six, and repealing 'An act defining the duty of court stenographers in the several counties of this State,' approved June tenth, one thousand eight hundred and eighty-one,' approved the twenty-fourth day of May, one thousand eight hundred and fifty-seven."

And said bill having been read at length the second time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Dewalt, Edmiston, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McPherson, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tem.—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 77, entitled "An act to fix the salaries of the Attor-

ney General, the Deputy Attorney General, and the salaries of the clerks and private secretary of the Attorney General's Department."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Irvin, Keyser, Manbeck, Matson, McPherson, Roberts, Scott, Shepard, Stewart, Stineman, Thomas, Thomson, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tem.—28.

NAYS.

Messrs. Edmiston, Grim and Herbst—3.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

The Chair laid before the Senate the report of the commission appointed under the act of Assembly approved the fifteenth day of May, 1903, to select a site and erect a State institution for the feeble minded and epileptic of Eastern Pennsylvania, as follows:

To the Honorable William C. Sproul,
President pro tem of the Senate,
Harrisburg, Pennsylvania:

Dear Sir: The commission appointed under the act of Assembly approved the fifteenth day of May, 1903, to select a site and erect a State institution for the feeble minded and epileptic of Eastern Pennsylvania, make the following report of progress:

Immediatly after its appointment, it organized by the election of the following officers:

Chairman, John M. Scott; Treasurer, Alexander Knight. Mr. J. Frank Sherwood was selected to fill the position of secretary, and Mr. James H. Varnum that of stenographer.

The commission, under the terms of the act by which it was created, was also empowered to procure the services of an architect, and Mr. Philip Johnson, of Philadelphia, was selected to fill that position.

According to the provisions of the act of Assembly creating the commission, an advertisement was inserted in various prominent newspapers in the district in which the institution was to be established, announcing that sealed proposals would be received for any

available site. In response to this advertisement a number of properties were offered. The commission, after visiting all the sites submitted, finally selected a tract near Spring City, Chester county containing about two hundred and eighty-eight acres.

The action of the commission in selecting this site, and the price paid therefor, was approved in writing by the Governor, as required by the terms of the act.

The site chosen is most accessible by railroad facilities to the counties of Eastern Pennsylvania; the land is good and arable; the location well adapted to the preservation of health; there is an adequate supply of good water, and natural facilities for drainage.

The cost of the land was thirty-four thousand dollars ($34,000), being an average cost of about one hundred and eighteen dollars ($118) per acre. Title to the tract was taken in the name of the Commonwealth, and was properly insured by the Land Title and Trust Company of Philadelphia.

As there were several houses on the tract, it was found necessary in order to keep them properly insured against fire, to rent them for a nominal sum. This was done by making leases for the term of one month, with a ten day notice clause attached, so that the commission could at any time that it might become necessary, secure possession of any and all of the property by serving notice on the tenants. While this action produced very little money, it is still saving to the Commonwealth in the event of a fire, inasmuch as unoccupied farm buildings are not insurable.

In this connection, the commission desire to call attention to the fact that the quantity of land purchased is much less than has been obtained by a number of similar institutions in the State. Thus, the area of the Wernersville institution is five hundred and thirty-eight acres; that of Polk, eight hundred and seventy acres; that of Danville, three hundred and ninety-seven acres, and that of Dixmont, three hundred and thirteen acres. From this point of view, and with a recognition of the fact that this institution will necessarily be one of the largest in the State, the commission recommend that authority be given to them to purchase an additional quantity of land as the exigencies of the case will certainly require.

The members of the commission found it expedient to qualify themselves to pass judgment upon any plans which might be submitted by the architect. In order to obtain the necessary information as to the character of the new structure, a personal inspection was made (in connection with the architect) of institutions that are devoted to the care of the epileptic. The Ohio State institution, at Gallipolis, was examined, as was also the Pennsylvania State Institution for the Feeble Minded, at Polk. A close inquiry was made into the plans, construction and management of these several asylums, and there is every reason to believe that the kuowledge thus acquired will be of much service to the individual members of the commission when they are called upon to pass judgment upon the plans which may be presented by the architect. A preliminary study of these things will enable them to avoid mistakes, remedy defects, and to suggest possible improvements which may be made.

Having advanced as far as the purchase of the ground, and having ordered the preparation of plans, the Commission now find it necessary to appeal to the Governor and to the Legislature for a requisite amount in order to enable them to contract for, and erect the building. While the exact cost of these structures cannot be placed at this time definitely upon record, it is possible to fix an approximate amount by reference to the cost of similar institutions in other parts of the State. In this connection the following table will be found of interest:

| | |
|---|---|
| Dixmont, valuation of property | $ 611,252.50 |
| Danville, valuation of property | 1,074,037.00 |
| Warren, valuation of property | 1,198,710.95 |
| Norristown, valuation of property | 1,205,583.37 |
| Wernersville, valuation of property | 489,000.00 |
| Polk, valuation of property | 463,000.00 |

The commission has been informed that there are upwards of sixteen thousand indigent epileptics now existing in the counties for which this new institution is to be established. It will certainly be necessary to have the buildings on a scale commensurate with the demands upon it. Basing its financial needs upon the figures which have just been given, it would seem that a sum not less than eight hundred thousand dollars ($800,000) would be necessary in order to erect the necessary structures. This amount is therefore suggested to the Governor and the Legislature as being necessary to carry out the original plans.

At a meeting of the commission held January 20, 1905, the architect presented preliminary plans and sketches of the buildings, which were approved.

By the act creating the commission, fifty thousand dollars was appropriated to its use. After buying the ground, and paying all expenses incurred for advertising and insurance, and the salaries authorized by the act, and five thousand dollars on account of the architect's fee, the commission has a balance of three thousand dollars remaining to its credit in the treasury of the State.

All of which is respectfully submitted by the members of the commission.

JOHN M. SCOTT, Chairman.
THOS. C. FITZSIMMONS, M.D.,
J. R. F. BELL,
HARRY S. WALTON,
W. P. SNYDER,
ALEXANDER KNIGHT,
WALTER WILLARD.

Laid on the table.

A motion was made by Mr. Roberts,

That Senate bill No. 749 (House No. 7), on second reading, entitled "An act to enable townships of the Commonwealth which have heretofore been declared townships of the first class, and which no longer have a population of at least three hundred to the square mile, to again become townships of the second class," be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 81 (House No. 27), entitled "An act amending the first, second and third sections of an act, entitled 'An act authorizing the condemnation of real estate needed for State normal schools,' approved July tenth, one thousand nine hundred and one, and extending it to the condemnation of streets or alleys, opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or control, and close the same or portions thereof, and providing for the payment of costs on appeal."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 82 (House No. 50), entitled "An act to provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective officer and assistant special detective officers not exceeding ten in number, making said special detective officers general police officers, with the same powers conferred on constables in cases of crime and criminal procedure, and defining their duties, and fixing the salaries of the same, and authorizing the payment of necessary expenses."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 83 (House No. 25), entitled "An act to amend the fiftieth section of an act, entitled 'An act for the taxation of dogs, and the protection of sheep,' approved the twenty-fifth day of May, Anno Domini one thousand eight hundred and ninety-three, by requiring proof of the burial of the carcasses of sheep killed by dogs."

On the question, -

Will the Senate agree to the first and only section of the bill?

A motion was made by Mr. Bolard,

To amend the same by adding to the end of the section the following: "Provided further, that owners of sheep killed by dogs shall be paid fifty cents each for burial of sheep killed, and paid as other damages."

Which was agreed to.

The section as amended was then agreed to.

The title was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 84 (House No. 24), entitled "An act to amend an act approved the fifth day of March, Anno Domini, eighteen hundred and seventy-five, entitled 'An act authorizing the judges of the Supreme Court to appoint officers of said court,' so as to provide for the payment of the salaries of court criers and tip staves by the Commonwealth."

The said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 85, entitled "An act providing for the relief of poor persons regulating their settlements in poor districts, providing a means of enforcing the removal of a poor person to the district of his settlement the payment for relief furnished to him and the payments of costs incident thereto and authorizing courts of quarter sessions to compel certain relations to contribute to the relief of poor persons."

The said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 86, entitled "An act relating to the appointment of official stenographers and assistants in the courts of this Commonwealth prescribing their qualifications, duties and compensation, the time and effect of taking exceptions during trials, the certificates to be made in regard to the transcribed notes of trials and making their transcribed and certified notes conclusive on appeals and prima facie evidence in other respects."

The said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 89, entitled "An act providing for the voting of shares of stock incorporations in this Commonwealth held by executors, administrators, guardians and trustees and the manner of voting the same."

The said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 90 (House No. 37). "A joint resolution for the creation of a commission for the purpose of co-operating with the authorities of the State of New Jersey in regard to the propagation of sturgeon, shad, bass, perch and other fish and the adoption of concurrent laws relevant thereto by both States."

Senate No. 91. "An act to validate certain elections upon the question of increasing the indebtedness of counties, cities, boroughs, townships, school districts or other incorporated districts, tax or municipalities of this Commonwealth, all bonds issued or to be issued pursuant to such election and the indebtedness represented by such bonds since the twenty-ninth day of April, Anno Domini one thousand nine hundred and three."

Senate No. 92. "A further supplement to an act, entitled 'An act relating to executions,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act by providing that the proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate and a jury of six men, instead of before two justices of the peace or aldermen and a

jury of twelve men, as provided by said act and fixing the time for the hearing in such proceedings."

Senate No. 93 (House No. 28). "An act confirming and validating elections heretofore held for the increase of municipal indebtedness notwithstanding defects in procedure or ballot."

Senate No. 94 (House No. 55). "An act to provide for the protection of trees, shrubs, vines and plants against destructive insects and diseases providing for the enforcement of this act, the expenses connected therewith and fixing penalties for its violation."

Senate No. 95 (House No. 42). "An act to amend section two of an act, entitled 'An act to amend section two of an act, entitled 'An act to prevent fraud and deception in the manufacture and sale of cheese and defining what shall constitute the various grades of cheese, providing rules and regulations for marking and branding the same, providing for the enforcement of this act prescribing penalties for its violation,' approved the twenty-third day of June, Anno Domini, one thousand eight hundred and ninety-seven,' said amendment approved the second day of May, Anno Domini, one thousand nine hundred and one."

Senate No. 96. "An act authorizing city treasurers in cities of the first class to appoint an assistant treasurer, defining his powers and fixing his salary."

Senate No. 97. "An act providing for the erection of county bridges over any creek or rivulet forming the boundry between any borough and township of the first or second class, where the same crosses a public highway and providing for the cost and maintenance of the same."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

The Clerk of the House being introduced, presented for concurrence bill numbered and entitled as follows, viz:

House No. 83. "An act to further amend an act, entitled 'An act relating to marriage licenses, providing for officers herein indicated to issue licenses for parties to marry,' approved the twenty-third day of June, one thousand eight hundred and eighty-five."

Which was committed to the Committee on Judiciary General.

The President pro tempore announced the appointment of Hon. John M. Scott to act as President pro tempore of the Senate at tomorrow's session, in the absence of himself and the President.

A motion was made by Mr. Scott,

That the Senate do now adjourn,

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until tomorrow morning at eleven o'clock.

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## THURSDAY, FEBRUARY 23, 1905.

The President pro tempore (Mr. Scott) in the Chair.

Mr. Herbst presented a petition from citizens of Boyerstown, Berks County, praying for the passage of a State local option law.

Mr. Stober presented a petition from voters of Strasburg, Lancaster County, and Lancaster, Pennsylvania, praying for the passage of a State local option law.

Which were referred to the Committee on Law and Order.

He also presented a remonstrance of the German Seventh-day Baptist Church, of Ephrata, Pennsylvania, against the repeal of the State Blue law.

Which was referred to the Committee on Judiciary General.

Mr. Woods (Allegheny) presented sundry petitions of citizens of Allegheny in favor of the passage of a State local option law.

Which was referred to the Committee on Law and Order.

He also presented remonstrances of citizens of Allegheny County against the enactment of any egislation modifying the Sunday law.

Mr. Goehring presented petitions of citizens of Allegheny County in favor of the enactment of legislation amending the Sunday law.

Which were referred to the Committee on Judiciary General.

Mr. Zern presented petitions of the First Presbyterian Church of Summit Hill, Carbon County, and voters of Monroe County, in favor of the passage of a State local option law.

Which were referred to the Committee on Law and Order.

Mr. Herbst, from the Committee on Library, to which was committed a bill, entitled "An act to provide for the extension of the State Library and for the organization of a museum to contain historical and archaeological material and objects illustrating the flora and fauna of Pennsylvania,"

Reported bill No. 102 without amendment.

Mr. Freeland, from the Committee on Library, to which was committed a bill, entitled "An act to authorize the State Librarian

to charge and collect a fee for the use of the Commonwealth for such certificate given of information contained in the archives in the Department of Public Records,"

Reported bill No. 103 without amendment.

Mr. Stober, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to prohibit the adulteration of food, and providing for the enforcement thereof."

Reported Senate bill No. 104 (House No. 63) without amendment.

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act to exempt cash registers leased or hired from levy or sale on execution or distress for rent."

Which was committed to the Committee on Judiciary General.

Mr. Sisson read in his place and presented to the Chair a bill, entitled "An act to classify the species of fish in such parts of boundary lakes of more than five thousand acres as this Commonwealth has jurisdiction over, and in waters of any peninsular, or in any bay adjacent to or connected with such lakes; to declare which fish are game fish, which fish are food fish, minor food fish and minnows or bait fish; to protect and provide for the maintenance and increase of fish in such lakes; to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes, and to provide penalties and punishments for any violation of any of the provisions of this act, and to repeal all acts inconsistent herewith."

Which was committed to the Committee on Game and Fish.

Mr. Thomson read in his place and presented to the Chair a bill, entitled "An act authorizing the Governor of this Commonwealth to appoint one-half the number of the board of directors or trustees in all institutions receiving State aid, for maintenance or other purposes, except in certain cases."

Which was committed to the Committee on Judiciary General.

Mr. Manbeck read in his place and presented to the Chair a bill, entitled "An act authorizing the taking of eels, carp, suckers and mullets in this Commonwealth by means of gigs or spears, and providing penalties for violation of this act."

Which was committed to the Committee on Game and Fish.

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the Nason Hospital Association, of Roaring Springs.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act to enforce foreign corporations lawfully engaged in

the manufacture or production of articles of trade or commerce in Pennsylvania to own land in this Commonwealth."

Which was committed to the Committee on Judiciary General.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act to commemorate the heroism, sacrifice and patriotism of the members of the One Hundred and Twenty-seventh Regiment of the Pennsylvania Volunteer Infantry at the battle of Fredericksburg, December 10th to 13th, 1862, by the erection of a suitable monument in the National Cemetery at that place, creating a commission for such purpose and appropriating the necessary money therefor."

Which was committed to the Committee on Appropriations.

By request of Mr. Catlin,

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act requiring plaintiffs in judgments obtained before justices of the peace and aldermen against boroughs, townships and school districts to file in the office of the prothonotary of the proper county certificates giving the particulars of such judgment, directing the prothonotaries to keep a record of such certificates, providing for the payment by such municipalities of the prothonotary's fee for such service, and prohibiting, in case of non-compliance with such provisions, the subsequent filing of any transcript of said judgments in the office of the prothonotary and the use of the magistrate's record or transcript thereof as evidence to enforce or collect said judgment."

Which was committed to the Committee on Judiciary General.

By request of Mr. Catlin,

He also read in his place and presented to the Chair a bill, entitled "An act to empower any taxpayer of any township, borough or school district, upon providing for costs, to appeal in behalf of such municipality to the courts of common pleas of the proper county from the judgment of any justice of the peace or alderman against such municipality and to become a party to such suit."

Which was committed to the Committee on Judiciary General.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act supplementary to an act, entitled 'An act for the regulation and government of the State Library, approved the thirteenth day of May, A. D. 1839,' fixing the time during which the State Library shall be kept open to the public."

Which was committed to the Committee on Library.

He also read in his place and presented to the Chair a bill, entitled "An act to amend the third section of an act, entitled 'An act for the establishment of free public libraries in the several school districts of the Commonwealth, except in cities of the first and

second class,' approved the 28th day of June, A. D. 1895, providing that the tax levy for the purchase, improvement and maintenance of such libraries shall be made upon the same subjects of taxation as are assessed for school purposes and shall be included in the school tax levy."

Which was committed to the Committee on Judiciary General.

,Mr. Balard, from the Committee on Game and Fish, to which was committed a bill, entitled "An act to classify the species of fish in such parts of boundary lakes of more than five thousand acres as this Commonwealth has jurisdiction over, and in waters, or any peninsula, or in any bay adjacent to or connected with such lakes; to declare which fish are game fish, which fish are food fish, minor food fish, and minnows or bait fish; to protect and provide for the maintenance and increase of fish in such lakes; to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes, and to provide penalties and punishments for any violation of any of the provisions of this act, and to repeal all acts inconsistent herewith."

Reported bill No. 105 without amendment.

A motion was made by Mr. Keyser,

That when the Senate adjourns to-day it be to meet on Monday evening next at nine o'clock.

Which was agreed to.

The Chair laid before the Senate the report of the Treasurer of the University of Pennsylvania for the year ending August 31, 1904.

Which was laid on the table. (See Official Documents.)

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 28, entitled "An act for the appointment and maintenance of a board to be known as the Armory Board of the State of Pennsylvania, and for the payment of its expenses and for providing, managing and caring for [the erection and maintenance of] armories for the use of the National Guard of Pennsylvania throughout the Commonwealth of Pennsylvania, and making an appropriation for the same."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

A motion was made by Mr. Cumings and Mr. Stober,

That the vote by which said bill passed third reading be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the bill a third time?

Mr. Cumings asked and obtained unanimous consent to amend the same by adding to the end of the title the following:

"And authorizing the State Armory Board to receive from counties, cities, municipalities and other sources donations or contributions for the purpose of this act."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 29, entitled "An act [giving a remedy by bill in equity against the publishers of newspapers for associations, firms or corporations and publications affecting individuals alleged to be false in whole or in part] giving a remedy by bill in equity to any individual association, firm or corporation against the publishers of newspapers for publication alleged to be false in whole or in part."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Wilbert and Woods (Allegheny)—31.

NAYS.

Messrs. Calpin, Danner and Herbst—3.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

A motion was made by Mr. Crawford,

That Senate bill No. 59, on third reading, entitled "An act authorizing the Commissioner of Banking to appoint five additional examiners and providing for their compensation and expenses," be omitted from the calendar.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 78, entitled "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation, and preventing the granting of titles of warrants for the beds of navigable rivers."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Wilbert, Woods (Allegheny) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the third reading and consideration of Senate bill No. 81 (House No. 27), entitled "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate needed for the use of State Normal Schools,' approved July tenth, one thousand nine hundred

and one, and extending it to the condemnation of streets or alleys, opened or unopened, laid out and dedicated by the proprietors of town plots but not under public supervision or control and close the same or portions thereof, and providing for the payment of costs on appeal."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Irvin, Keyser, Matson, McPherson, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Wilbert, Woods (Allegheny) and Zern—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same with amendment, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 82 (House No. 50), entitled "An act to provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective officer and assistant special detective officers, not exceeding ten in number, making said special detective officers general police officers with the same powers conferred on constables in cases of crime and criminal procedure, and defining their duties and fixing the salaries of the same, and authorizing the payment of necessary traveling expenses."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert and Zern —36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate resumed the third reading and consideration of Senate bill No. 83 (House No. 25), entitled "An act to amend the fifth section of an act, entitled 'An act for the taxation of dogs and the protection of sheep,' approved the twenty-fifth day of May, Anno Domini one thousand eight hundred and ninety-three, by requiring proof of the burial of the carcasses of sheep killed by dogs."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny and Zern—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same with amendment, in which the concurrence of the House is requested.

Agreeably to order,

The Senate resumed the third reading and consideration of Senate bill No. 84 (House No. 24), entitled "An act to amend an act, approved the fifth day of March, Anno Domini eighteen hundred and seventy-five, entitled 'An act authorizing the Judges of the Superior Court to appont officers of said court," so as to provide for the payment of the salaries of court criers and tipstaves by the Commonwealth."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Irvin, Keyser, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same, with amendment, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 85, entitled "An act providing for the relief of poor persons, regulating their settlements in poor districts, providing a means of enforcing the removal of a poor person to the district of his settlement, the payment for relief furnished to him

and the payment of costs incident thereto, and authorizing courts of quarter sessions to compel certain relations to contribute to the relief of poor persons."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cummings, Danner, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehrig, Gransback, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Wilbert, Woods (Allegheny) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 86, entitled "An act relating to the appointment of official stenographers and assistants in the courts of this Commonwealth, prescribing their qualifications, duties and compensation, the time and effect of taking exceptions during trials, the certificates to be made in regard to the transcribed notes of trials and making their transcribed and certified notes conclusive on appeals and prima facie evidence in other respects."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cummings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gochring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, Phillips, Roberts, Scott, Shepard, Sisson, Stineman,

Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny) and Zern—36.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 89, entitled "An act providing for the voting of shares of stock in corporations in this Commonwealth held by executors, administrators, guardians and trustees, and the manner of voting the same."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McPherson, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

A motion was made by Mr. White and Mr. Fox,

That the vote by which Senate bill No. 68, entitled "An act to empower cities of this Commonwealth owning and operating water works systems and having supply mains passing through suburban territory to sell water to any water company or companies chartered to do business in any such suburban territory" was defeated on final passage on February 15th, be reconsidered.

Which was agreed to.

And the question recurring,

Shall the bill pass finally?

A motion was made by Mr. White,

That the question, together with further consideration of said bill, be postponed for the present.

Which was agreed to.

A motion was made by Mr. Fox and Mr. Stineman,

That the vote by which Senate bill No. 71, entitled "An act authorizing and empowering cities owning and operating water works systems to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such cities, for the purpose of patrolling the drainage area and making investigations or inquiries pertaining to the condition of the stream or streams, sanitary or otherwise," was defeated on final passage on February 15th, be reconsidered.

Which was agreed to.

And the question recurring,

Shall the bill pass finally?

A motion was made by Mr. Fox,

That the question, together with further consideration of said bill, be postponed for the present.

Which was agreed to.

Mr. Cochran read in his place and presented to the Chair a joint resolution, entitled "A joint resolution to provide for the participation of the State of Pennsylvania in the Jamestown Tercentennial and Naval-Marine Exhibition, to be held on the borders of Hampton Roads, Virginia, in the year one thousand nine hundred and seven, in commemoration of the three hundredth anniversary of the settlemet of Jamestown, and providing for the appointment of a commission, and making an appropriation to defray the expenses of the same."

Which was committed to the Committee on Appropriations.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane, at Warren, Pennsylvania."

Which were committed to the Committee on Appropriations.

The Private Secretary of the Governor, being introduced, presented a communication, in writing, from His Excellency, which was read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 23, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Miss Mary B. Swisshelm, Pittsburg, February 23, 1905.
Miss Rosanna G. Love, Pittsburg, February 23, 1905.
Miss Rose Danahey, Pittsburg, February 23, 1905.
E. E. Fulmer, Pittsburg, February 23, 1905.
David C. Snyder, Crafton, February 27, 1905.
Charles Thomas, Pittsburg, February 27, 1905.
George M. Seaman, Pittsburg, February 27, 1905.
Jacob Greenberger, Pittsburg, February 27, 1905.
Abe M. Simon, McKeesport, February 27, 1905.
Harry E. Carmack, Pittsburg, February 27, 1905.
Miss Emma H. Goodwin, Pittsburg, February 27, 1905.
William C. Keitz, Pittsburg, February 27, 1905.
Ira H. Edmundson, Pittsburg, February 27, 1905.
William C. Lilley, Pittsburg, February 27, 1905.
William Yost, Pittsburg, March 7, 1905.

Armstrong County.

G. M. Hill, Freeport, February 23, 1905.
Miss Laura E. Nelson, Apollo, February 27, 1905.
Miss Lizzie K. Miller, Freeport, February 27, 1905.

Beaver County.

Gilbert L. Eberhart, Beaver Falls, February 27, 1905.

Berks County.

Clifford W. Kissinger, Reading, February 23, 1905.
Miss Clara E. Young, Reading, March 13, 1905.

Blair County.

S. B. Hare, Altoona, February 23, 1905.
George M. Myers, Bellwood, February 23, 1905.

Bradford County.

Fred. R. Powers, Sayre, February 23, 1905.
J. E. Cleveland, Canton, February 26, 1905.

Bucks County.

Joseph H. Fretz, Doylestown, February 23, 1905.

Carbon County.

Douglas Craig, Mauch Chunk, February 23, 1905.

Clarion County.

S. K. Clarke, Clarion, February 27, 1905.
F. M. Arnold, Jr., Clarion, February 27, 1905.

Clearfield County.

John B. McGrath, Houtzdale, February 27, 1905.

Columbia County.

John W. Evans, Berwick, February 23, 1905.

Cumberland County.

J. Harvey Line, Carlisle, February 27, 1905.

Dauphin County.

S. S. Page, Harrisburg, February 23, 1905.

Erie County.

Sylvester H. Martin, Erie, February 23, 1905.
Charles G. Brevillier, Erie, February 26, 1905.

Fayette County.

A. D. Frankenberry, Point Marion, March 19, 1905.

Jefferson County.

William T. Darr, Brookville, February 27, 1905.

Lackawanna County.

James K. Gearhart, Scranton, February 27, 1905.
John P. Butler, Scranton, February 27, 1905.
B. E. Fister, Scranton, March 10, 1905.

Lancaster County.

Ralph V. Alexander, Lancaster, February 27, 1905.

Lawrence County.

Leonard M. Uber, New Castle, February 27, 19055.

Lehigh County.

William F. Romig; Upper Macungie township, February 27, 1905.

Luzerne County.

G. W. Reynolds, Wilkes-Barre, March 11, 1905.
John Wilhelm, Hazleton, March 18, 1905.

Lycoming County.

J. Fred Katzmaier, Williamsport, February 27, 1905.

McKean County.

W. L. Calkins, Mount Jewett, February 23, 1905.

Northampton County.

W. R. Grubb, Bangor, February 27, 1905.
Robert J. Ott, Bethlehem, February 27, 1905.
J. A. Kichline, Bethlehem, February 27, 1905.

Northumberland County.

William P. Wendle, Milton, March 6, 1905.

Philadelphia County.

Leon A. Canter, Philadelphia, February 23, 1905.
John H. McClatchy, Philadelphia, February 23, 1905.
Miss Erma M. Taylor, Philadelphia, February 23, 1905.
J. Harold Pelly, Philadelphia, February 23, 1905.
Harry F. Ambler, Philadelphia, February 23, 1905.
James F. Clifford, Philadelphia, February 23, 1905.
Charles F. Zeigler, Philadelphia, February 23, 1905.
Giorlando Tumjllo, Philadelphia, February 23, 1905.
Miss Mary F. Lyons, Philadelphia, February 23, 1905.
Paul R. Brown, Philadelphia, February 26, 1905.
John S. Wurts, Philadelphia, February 26, 1905.
Edward Ramsey, Philadelphia, February 26, 1905.
George W. Boyer, Philadelphia, February 26, 1905.
Frederick Enders, Philadelphia, February 26, 1905.
Howard S. Jones, Philadelphia, February 26, 1905.
Harry T. Stoddart, Philadelphia, February 26, 1905.
Thomas J. Gavaghan, Philadelphia, February 27, 1905.
S. C. Abernethy, Philadelphia, February 27, 1905.
Simon Katz, Philadelphia, February 27, 1905.
John J. Carr, Philadelphia, February 27, 1905.
Israel Hecht, Philadelphia, February 27, 1905.
Albert L. Taylor, Philadelphia, February 27, 1905.
Miss C. Catharine French, Philadelphia, February 27, 1905.
John J. Righter, Philadelphia, February 27, 1905.
John B. Rutherford, Philadelphia, February 27, 1905.
John Dunn, Jr., Philadelphia, February 27, 1905.

Charles C. W. Idler, Philadelphia, February 27, 1905.
Clifford E. Larzelere, Philadelphia, February 27, 1905.
Walter R. Hummel, Philadelphia, March 6, 1905.
Joseph A. Coxe, Phiadelphia, March 6, 1905.
Henry A. McCarthy, Philadelphia, March 12, 1905.
C. E. Hanna, Philadelphia, March 19, 1905.
Albert E. Miller, Philadelphia, March 19, 1905.

Pike County.

Joseph C. Chamberlain, Milford, February 27, 1905.

Schuylkill County.

Daniel J. Ferguson, Shenandoah, February 23, 1905.

Warren County.

Mrs. Nellie B. Smith, Warren, February 27, 1905.

Washington County.

W. E. Davis, Washington, February 23, 1905.
M. J. Tylavsky, Charleroi, February 27, 1905.

SAML. W. PENNYPACKER.

A motion was made by Mr. Keyser,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Keyser,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Miss Mary B. Swisshelm, Pittsburg, February 23, 1905.
Miss Rosanna G. Love, Pittsburg, February 23, 1905.
Miss Rose Danahey, Pittsburg, February 23, 1905.
E. E. Fulmer, Pittsburg, February 23, 1905.
David C. Snyder, Crafton, February 27, 1905.
Charles Thomas, Pittsburg, February 27, 1905.
George M. Seaman, Pittsburg, February 27, 1905.
Jacob Greenberger, Pittsburg, February 27, 1905.
Abe M. Simon, McKeesport, February 27, 1905.
Harry E. Carmack, Pittsburg, February 27, 1905.

Miss Emma H. Goodwin, Pittsburg, February 27, 1905.
William C. Keitz, Pittsburg, February 27, 1905.
Ira H. Edmundson, Pittsburg, February 27, 1905.
William C. Lilley, Pittsburg, February 27, 1905.
William Yost, Pittsburg, March 7, 1905.

Armstrong County.

G. M. Hill, Freeport, February 23, 1905.
Miss Laura E. Nelson, Apollo, February 27, 1905.
Miss Lizzie K. Miller, Freeport, February 27, 1905.

Beaver County.

Gilbert L. Eberhart, Beaver Falls, February 27, 1905.

Berks County.

Clifford W. Kissinger, Reading, February 23, 1905.
Miss Clara E. Young, Reading, March 13, 1905.

Blair County.

S. B. Hare, Altoona, February 23, 1905.
George M. Myers, Bellwood, February 23, 1905.

Bradford County.

Fred. R. Powers, Sayre, February 23, 1905.
J. E. Cleveland, Canton, February 26, 1905.

Bucks County.

Joseph H. Fretz, Doylestown, February 23, 1905.

Carbon County.

Douglas Craig, Mauch Chunk, February 23, 1905.

Clarion County.

S. K. Clarke, Clarion, February 27, 1905.
F. M. Arnold, Jr., Clarion, February 27, 1905.

Clearfield County.

John B. McGrath, Houtzdale, February 27, 1905.

Columbia County.

John W. Evans, Berwick, February 23, 1905.

Cumberland County.

J. Harvey Line, Carlisle, February 27, 1905.

Dauphin County.

S. S. Page, Harrisburg, February 23, 1905.

Erie County.

Sylvester H. Martin, Erie, February 23, 1905.
Charles G. Brevillier, Erie, February 26, 1905.

Fayette County.

A. D. Frankenberry, Point Marion, March 19, 1905.

Jefferson County.

William T. Darr, Brookville, February 27, 1905.

Lackawanna County.

James K. Gearhart, Scranton, February 27, 1905.
John P. Butler, Scranton, February 27, 1905.
B. E. Fister, Scranton, March 10, 1905.

Lancaster County.

Ralph V. Alexander, Lancaster, February 27, 1905.

Lawrence County.

Leonard M. Uber, New Castle, February 27, 19055.

Lehigh County.

William F. Romig, Upper Macungie township, February 27, 1905.

Luzerne County.

John Wilhelm, Hazleton, March 18, 1905.
G. W. Reynolds, Wilkes-Barre, March 11, 1905.

Lycoming County.

J. Fred Katzmaier, Wiliamsport, February 27, 1905.

McKean County.

W. L. Calkins, Mount Jewett, February 23, 1905.

Northampton County.

W. R. Grubb, Bangor, February 27, 1905.
Robert J. Ott, Bethlehem, February 27, 1905.
J. A. Kichline, Bethlehem, February 27, 1905.

Northumberland County.

William P. Wendle, Milton, March 6, 1905.

Philadelphia County.

Leon A. Canter, Philadelphia, February 23, 1905.
John H. McClatchy, Philadelphia, February 23, 1905.

Miss Erma M. Taylor, Philadelphia, February 23, 1905.
J. Harold Pelly, Philadelphia, February 23, 1905.
Harry F. Ambler, Philadelphia, February 23, 1905.
James F. Clifford, Philadelphia, February 23, 1905.
Charles F. Zeigler, Philadelphia, February 23, 1905.
Giorlando Tumillo, Philadelphia, February 23, 1905.
Miss Mary F. Lyons, Philadelphia, February 23, 1905.
Paul R. Brown, Philadelphia, February 26, 1905.
John S. Wurts, Philadelphia, February 26, 1905.
Edward Ramsey, Philadelphia, February 26, 1905.
George W. Boyer, Philadelphia, February 26, 1905.
Frederick Enders, Philadelphia, February 26, 1905.
Howard S. Jones, Philadelphia, February 26, 1905.
Harry T. Stoddart, Philadelphia, February 26, 1905.
Thomas J. Gavaghan, Philadelphia, February 27, 1905.
S. C. Abernethy, Philadelphia, February 27, 1905.
Simon Katz, Philadelphia, February 27, 1905.
John J. Carr, Philadelphia, February 27, 1905.
Israel Hecht, Philadelphia, February 27, 1905.
Albert L. Taylor, Philadelphia, February 27, 1905.
Miss C. Catharine French, Philadelphia, February 27, 1905.
John J. Righter, Philadelphia, February 27, 1905.
John B. Rutherford, Philadelphia, February 27, 1905.
John Dunn, Jr., Philadelphia, February 27, 1905.
Charles C. W. Idler, Philadelphia, February 27, 1905.
Clifford E. Larzelere, Philadelphia, February 27, 1905.
Walter R. Hummel, Philadelphia, March 6, 1905.
Joseph A. Coxe, Phiadelphia, March 6, 1905.
Henry A. McCarthy, Philadelphia, March 12, 1905.
C. E. Hanna, Philadelphia, March 19, 1905.
Albert E. Miller, Philadelphia, March 19, 1905.

Pike County.

Joseph C. Chamberlain, Milford, February 27, 1905.

Schuylkill County.

Daniel J. Ferguson, Shenandoah, February 23, 1905.

Warren County.

Mrs. Nellie B. Smith, Warren, February 27, 1905.

Washington County.

W. E. Davis, Washington, February 23, 1905.
M. J. Tylavsky, Charleroi, February 27, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Edmiston, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McPherson, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert and Zern—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 87 (House No. 48), entitled "An act authorizing the Banking Commissioner to appoint five additional examiners and providing for their compensation and expenses."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 90 (House No. 37), entitled "A joint resolution for the creation of a commission for the purpose of co-operating with the authorities of the State of New Jersey in regard to the propagation of sturgeon, shad, bass, perch and other fish, and the adoption of concurrent laws relevant thereto by both States."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 91, entitled "An act to validate certain elections upon the question of increasing the indebtedness of counties, cities, boroughs, townships, school districts or other incorporated dis-

tricts tax or municipalities of this Commonwealth all bonds issued or to be issued pursuant to such election and the indebtedness represented by such bonds since the twenty-ninth day of April, Anno Domini one thousand nine hundred and three."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 92, entitled "A further supplement to an act, entitled 'An act relating to executions,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act by providing that the proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate and a jury of six men instead of before two justices of the peace or aldermen and a jury of twelve men, as provided by said act, and fixing the time for the hearing in such proceedings."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 93 (House No. 28), entitled "An act confirming and validating elections heretofore held for the increase of muncipal indebtedness notwithstanding defects in procedure or ballot."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 94 (House No. 55), entitled "An act to provide for the protection of trees, shrubs, vines and plants against destructive insects and diseases, providing for the enforcement of this act, the expenses connected therewith and fixing penalties for its violation."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Brown,

That Senate bill No. 95 (House No. 42), entitled "An act to amend section two of an act, entitled 'An act to amend section two of an act, entitled 'An act to prevent fraud and deception in the manufacture and sale of cheese and defining what shall constitute the various grades of cheese; providing rules and regulations for marking and branding the same; providing for the enforcement of this act; providing penalties for its violation,' approved the twenty-third day of June, Anno Domini one thousand eight hundred and ninety-seven,' said amendment approved the second day of May, Anno Domini one thousand nine hundred and one," be re-committed to the Committee on Agriculture.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 96, entitled "An act authorizing city treasurers in cities of the first class to appoint an assistant treasurer, defining his powers and fixing his salary."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 97, entitled "An act providing for the erection of county bridges over any river, creek or rivulet forming the boundary between any borough and township of the first or second class where the same crosses a public highway, and providing for the cost and maintenance of the same."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 98, entitled "An act regulating fire insurance companies and policies."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 99, entitled "An act to reorganize the Board of Trustees of the Pennsylvania State College."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 100, entitled "An act fixing the time when school taxes shall be levied by school boards of the several school districts in cities of the third class."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 101, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects,' approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, as amended by an act of May twenty-first, one thousand eight hundred and ninety-five, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects, approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, so as to extend the provisions thereof to cities of the third class,' so as to extend the benefits and provisions of the said act to boroughs and townships of the first class,' so as to enlarge the powers conferred upon such school authorities by said acts by adding the power to establish and maintain schools for athletics."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Matson,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore (Mr. Scott in the chair) adjourned the Senate until Monday evening, February 27th, at nine o'clock.

MONDAY, February 27, 1905.

The President in the chair.

Mr. Stober asked and obtained leave of absence for Mr. Quail for this week on account of sickness.

Mr. Cumings asked and obtained leave of absence for Mr. Matson for to-night's session.

Mr. Dewalt asked and obtained leave of absence for Mr. Hall for this week on account of sickness in his family.

Mr. Herbst asked and obtained leave of absence for Mr. Grim for to-night's session.

Mr. Catlin presented a petition of voters of Luzerne county, praying for the passage of a State local option law.

Which was referred to the Committee on Law and Order.

The Chair laid before the Senate a remonstrance of citizens and voters of the Twenty-first division of the Twenty-seventh ward of the city of Philadelphia against the passage of any bill providing for compulsory vaccination.

Which was committed to the Committee on Public Health and tation.

Mr. Stober, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania,"

Reported bill No. 106 without amendment.

Mr. Cumings, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain,"

Reported bill No. 107 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to provide for the selection of a site and the erection of a State institution for the treatment of incipient tuberculosis, to be located within the limits of the State Forestry Reservation of Franklin county, this Commonwealth, and for the creation of a board of trustees to have charge of the same, defining their powers and duties, and making the necessary appropriations therefor,"

Reported bill No. 108 without amendment.

Mr. Fisher, from the Committee on Judiciary General, to which was committed a bill, entitled "An act relative to the sale in bulk

of the whole or a large part of a stock of merchandise and fixtures, or merchandise, or fixtures not in the ordinary course of business; providing certain requirements therefor; imposing certain duties upon the seller, and making their violation a misdemeanor."

Reported bill No. 109 without amendment.

Mr. Crawford, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble-Minded Children at Elwyn, Delaware county, Pennsylvania,"

Reported bill No. 110 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the commission for the selection of a site and the erection of a State Institution for the Feeble-Minded and Epileptic, to be called the Eastern Pennsylvania State Institution for the Feeble-Minded and Epileptic,"

Reported bill No. 111 without amendment.

Mr. Stineman, from the same committee, to which was committed a bill, entitled "An act making an appropriation for the purpose of continuing and maintaining schools among the Cornplanter Indians of Warren county,"

Reported bill No. 112 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the commission for the selection of a site and the erection of a State hospital for the treatment of the insane, under homeopathic management, to be called the Homeopathic State Hospital for the Insane,"

Reported bill No. 113 without amendment.

Mr. Woods (Westmoreland), from the Committee on Judiciary General, to which was committed a bill, entitled "An act to prevent and punish stealing of wire forming part of a line for the transmission of electricity."

Reported Senate bill No. 114 (House No. 22) without amendment.

Mr. Shepard, from the same committee, to which was committed a bill, entitled "An act to regulate the practice of and licensing of osteopaths in the State of Pennsylvania, the establishment of a Board of Osteopathic Examiners, representing the Pennsylvania Osteopathic Association, and providing for the punishment of persons violating the provisions of this act,"

Reported bill No. 115 with amendment.

Mr. Phillips, from the Committee on Approprations, to which was committed a bill, entitled "An act to provide for the current expenses of the State Board of Health for the two fiscal years commencing the first day of June, one thousand nine hundred and five,"

Reported bill No. 116 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the trustees of the State Hospital for Injured Persons of the Anthracite Region of Pennsylvania, at Fountain Springs, near Ashland, Schuylkill county, Pennsylvania,"

Reported bill No. 117 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the State Hospital for the Insane for the Southeastern District of Pennsylvania, located at Norristown,"

Reported bill No. 118 without amendment.

Mr. Crawford, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble-Minded Children at Elwyn, Delaware county, Pennsylvania,"

Reported bill No. 119 without amendment.

Mr. McPherson, from the same committee, to which was committed a bill, entitled "An act making an appropriation for the Cottage State Hospital of Philipsburg, Pennsylvania,"

Reported bill No. 120 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making appropriations to the Eastern State Penitentiary,"

Reported bill No. 121 without amendment.

Mr. Thomas, from the same committee, to which was committed a bill, entitled "An act making an appropriation for salaries of officers and employes of the Pennsylvania Reform School, at Morganza, Pennsylvania, and to pay for permanent improvements, etc.,"

Reported bill No. 122 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation for the maintenance of the South Mountain Camp Sanitorium, near Mont Alto, Franklin county, for the erection and equipment of additional buildings, and for the maintenance of the patients therein,"

Reported bill No. 123 without amendment.

Mr. Zern, from the same committee, to which was committed a bill, entitled "An act to provide for the selection of a site and the erection of a State Hospital for the treatment and care of the criminal Insane, to be called the State Hospital for the Criminal Insane, and making an appropriation therefor,"

Reported bill No. 124 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to establish an emergency fund to be used as occasion may require in the suppression of epidemics, the prevention of disease and protection of human life in times of epidemic disease or of disaster threatening disease, and making an appropriation therefor,"

Reported bill No. 125 without amendment.

Mr. Heidelbaugh, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane, at Danville, Pennsylvania,"

Reported bill No. 126 without amendment.

Mr. Sisson, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend the third section of an act, entitled 'An act for the establishment of free public libraries in the several school districts of the Commonwealth, except in cities of the first and second class," approved the twenty-eighth day of June, Anno Domini one thousand eight hundred and ninety-five, providing that the tax levy for the purchase, improvement and maintenance of such libraries shall be made upon the same subjects of taxation as are assessed for school purposes and shall be included in the school tax levy,"

Reported bill No. 127 without amendment.

Mr. Roberts, from the Committee on Finance, to which was committed a bill, entitled "An act amending section two of an act, entitled "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the first day of June, 1889, amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasuries of the several cities and boroughs within this Commonwealth,"

Reported bill No. 128 without amendment.

Mr. Gransback read in his place and presented to the Chair a bill, entitled "An act to provide for the protection of the public health by giving and granting to those having charge of the public health and sanitation in cities of the first class of this Commonwealth full power to make rules and regulations governing the care and control of persons suffering from cholera, yellow fever, typhoid fever, typhus fever, scarlet fever, relapsing fever, small-pox (variola or varioloid), chicken-pox (varicella), diphtheria, diphtheretic croup, membranous croup, cerebro-spinal meningitis, measles, mumps, whooping cough, tuberculosis (in any of its diverse forms), pneumonia, erysipelas, puerperal fever, plague (bubonic), trachoma, leprosy, tetanus, glanders, hydrophobia (rabies) or anthrax, also to make rules and regulations governing the sanitary control and disinfection of premises where persons may be or have been suffering from said diseases,

and of persons coming in contact therewith, and the burial of persons who may die from any of said diseases, also fixing fines and penalties of the violation thereof and the enforcement of the same."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act, entitled "An act providing for the erection and maintenance of a memorial hall at the county seat of Allegheny county in honor of the Union soldiers and sailors from that county in the War of the Rebellion, authorizing and directing the Commissioners of said Allegheny county to construct and maintain said hall upon petition of fifty citizens,' approved by two successive grand juries, the court of quarter sessions and a majority vote of the qualified voters of said county."

Mr. Gerberich, by request, read in his place and presented to the Chair a bill, entitled "An act giving to all cities in Pennsylvania the right to take lands under the power of eminent domain for the purpose of building sewers, either within or without their corporate limits, and providing a method of compensation."

Which were committed to the Committee on Judiciary General.

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "An act making an appropriation for the erection of a suitable monument in Lincoln Park, in the borough of Milton, Northumberland county, to the memory of ex-Governor James Pollock."

Which was committed to the Committee on Appropriations.

Mr. Thomas read in his place and presented to the Chair a bill, entitled "An act providing that all vacancies in the office of county treasurer in this Commonwealth shall be filled by appointment of the Governor until the next general election."

Which was committed to the Committee on Judiciary Special.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act to amend section one of an act approved the 11th day of July A. D. 1901, entitled 'An act to provide for the attendance and for reports of attendance of the children in the schools of this Commonwealth,' providing that certificates of age and ability to read and write the English language intelligently be issued only by the superintendent of schools in cities and boroughs, and by the secretary of the school board in rural districts."

Which was committed to the Committee on Education.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act relating to insolvency, termination of trusts or assignments for the benefit of creditors."

Which was committed to the Committee on Judiciary Special.

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Johnstown City Hospital, of Johnstown, Pa."

Which was committed to the Committee on Appropriations.

The titles of the following bills, which had passed both Houses of the General Assembly, having been publicly read immediately before signing, the President, in presence of the Senate, signed the same, viz:

Senate No. 9. "An act amending the seventy-fourth section of an act, entitled 'An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and penalties,' approved the thirty-first day of March, one thousand eight hundred and sixty, by repealing the proviso thereof which prohibits the imposing of sentences to expire between the sixteenth day of November and the fifteenth of February of any year."

Senate No. 12. "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines."

Senate No. 13. "An act authorizing appeals to orphans' courts from decisions of registers of wills granting issues devisavit vel non in cases of contested wills."

Senate No. 17. "An act to quiet the title of real estate and to enable citizens of the United States and corporations chartered under the laws of this Commonwealth and authorized to hold real estate therein to hold and convey title to real estate which has formerly been held by corporations not authorized by law to hold real estate in Pennsylvania."

The Private Secretary of the Governor, being introduced, presented a communication, in writing, from His Excellency, which was read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 27, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years ,to compute from the dates set opposite their names, respectively:

Allegheny County

Edward M. Behen, Pittsburg February 27, 1905.
Robert J. Dodds, Pittsburg, February 27, 1905.
G. I. Holdship, Pittsburg, February 27, 1905.
J. M. Holliday, Crafton, February 27, 1905.
R. T. Rossell, Pittsburg, February 27, 1905.

John W. Stewart, McKeesport, March 11, 1905.
S. L. Dunlap, Allegheny, March 19, 1905.
F. G. Harrison, McKeesport, March 19. 1905.

Cambria County.

Jas. C. Patterson, Barnesboro, February 27, 1905.
John S. Tittle, Johnstown, February 27, 1905.
Miss Myrtle R. Johnston, Johnstown, February 27, 1905.

Dauphin County.

Peter Magaro, Harrisburg, February 27, 1905.
W. C. McGann, Harrisburg, February 27, 1905.
B. F. Umberger, Harrisburg, February 27, 1905.

Delaware County.

Kingsley Montgomery, Chester, February 27, 1905.

Erie County.

J. E. Reed, Erie, February 27, 1905.

Greene County.

J. S. Kennedy, Mt. Morris, March 19, 1905.

Lackawanna County.

L. M. Smith, Carbondale, February 27, 1905.

Lebanon County.

Isaac Kegerreis, Mill Creek township, February 27, 1905.

Luzerne County.

James A. Gorman, Hazleton, February 27, 1905.
Charles P. Bohan, Pittston, February 27, 1905.
Miss Margaret Ellen Joyce, Wilkes-Barre, February 27, 1905.
M. J. Rittenhouse, Shickshinny, February 27, 1905.

Montgomery County.

Cornelius D. Wynkoop, Conshohocken, February 27, 1905.

Northampton County.

Joseph H. Stofflett, Alliance, February 27, 1905.

Northumberland County.

Edward H. Green, Mount Carmel, February 27, 1905.

Philadelphia County.

Frank E. Gartley, Philadelphia, March 5, 1905.
Augustus M. Schriver, Philadelphia, February 27, 1905.

John A. Zoells, Philadelphia, February 27, 1905.
James Maxwell Rodgers, Philadelphia, February 27, 1905.
Wm. Henry Paul, Philadelphia, February 27, 1905.
Theo. H. McCalla, Philadelphia, February 27, 1905.
Miss Clara F. McVay, Philadelphia, February 27, 1905.
Miss Mary H. Gheen, Philadelphia, February 27, 1905.
Charles C. Eareckson, Philadelphia, February 27, 1905.
Miss S. Salome Brooke, Philadelphia, February 27, 1905.
C. K. Sorber, Philadelphia, March 7, 1905.
Maurice B. Kramlich, Philadelphia, March 13, 1905.
Charles Welsh Edmunds, Philadelphia, March 27, 1905.

Potter County.

Ira E. Easton, Genesee, February 27, 1905.

Venango County.

Millard Scheide, Oil City, February 27, 1905.

Washington County.

Hugh A. Rogers, Washington, February 27, 1905.

SAML. W. PENNYPACKER.

The Clerk of the House, being introduced, informed that the House has concurred in Senate amendments to bill numbered and entitled as follows, viz:

In the House of Representatives, February 23, 1905.

House No. 20. "An act for the protection of index boards erected or to be erected by the supervisors of the several townships of the Commonwealth of Pennsylvania at the intersection of public roads within the several townships of the said Commonwealth, and prescribing penalties for the violation of its several provisions."

He also presented for concurrence bills numbered and entitled as follows, viz:

House No. 10. "An act amending section nine of an act approved May fifth, one thousand eight hundred and ninety-nine, entitled 'An act supplementing and amending an act, entitled 'An act to establish an intermediate court of appeals, regulating its constitution, officers, jurisdiction, powers, practice and its relation to the Supreme Court and other courts; providing for the reports of its decisions, the compensation of the judges and other officers and the practices and costs on appeals from its judgments,' approved June twenty-fourth, Anno Domini one thousand eight hundred and ninety-five.'"

Which was committed to the Commitee on Judiciary General.

House No. 75. "An act to repeal an act, entitled 'An act relating to the roads of Birmingham township, Chester county,' approved

the ninth day of April, Anno Domini one thousand eight hundred and seventy-two."

Which was committed to the Committee on Public Roads and Highways.

House No. 77. "A supplement to an act, entitled 'An act relating to the granting of letters of administration upon the estate of persons presumed to be dead by reason of long absence from their former domicile,' approved June twenty-fourth, one thousand eight hundred and eighty-five; providing for the probate of a will of a person whose death by presumption has been established and for the attachment of such will to letters of administration granted in the case."

Which was committed to the Committee on Judiciary General.

Mr. Woods (Westmoreland), from the Committee on Judiciary General, to which was committed a bill, entitled "An act, entitled 'An act providing for the erection and maintenance of a memorial hall at the county seat of Allegheny county in honor of the Union soldiers and sailors from that county in the War of the Rebellion, authorizing and directing the commissioners of said Allegheny county to construct and maintain said hall upon petition of fifty citizens,' approved by two successive grand juries, the court of quarter sessions and a majority vote of the qualified voters of said county,"

Reported bill No. 129 without amendment.

Mr. Fox, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act validating ordinances and other transactions of municipal corporations wherein there has occured a misnomer, omission, informality or irreguuarity of or in the corporate name, style and title of such miuncipality."

Reported Senate bill No. 130 (House No. 10) without amendment.

House No. 84. "An act to amend section eight of an act, entitled 'An act providing for the erection of the Pennsylvania Soldiers' Orphans' Industrial School, the purchase of land and the erection and equipment of the building and buildings necessary therefor; making appropriations for such purposes as erection and equipment and the maintenance of the children admitted therein; placing the care of the same in the commission now known as the Commission of Soldier Orphan Schools of the State of Pennsylvania, and regulating the admissions to the said Pennsylvania Soldiers' Orphans' Industrial School and the said Soldiers' Orphan Schools,' approved the twenty-seventh day of May, Anno Domini one thousand eight hundred and ninety-three: Providing, That at the discretion of the said Commission of Soldiers' Orphan Schools pupils may remain at the Soldiers' Orphans' Industrial Schools after attaining the age of sixteen years."

Which was committed to the Committee on Military Affairs.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 62, entitled "An act providing that the district attorneys in all counties whose population does not exceed one hundred and fifty thousand shall be paid a salary, which salary shall be in lieu of all fees and in full compensation for their services, and providing for the appointment of assistant district attorneys in said counties and for the compensation of the same, and providing that the fees heretofore allowed the district attorneys upon indictments shall remain in amount as heretofore, but shall hereafter be as part of the costs for the use and benefit of the proper county."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Fisher, Fox, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, McNees, Phillips, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—33.

NAYS.

Mr. Manbeck.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 90 (House No. 39), entitled "A joint resolution for the creation of a commission for the purpose of co-operating with the authorities of the State of New Jersey in regard to the propagation of sturgeon, shad, bass, perch and other fish and the adoption of concurrent laws relevant thereto by both States."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 91, entitled "An act to validate certain election upon the question of increasing the indebtedness of counties, cities, boroughs, townships, school districts or other incorporated districts tax or municipalities of this Commonwealth all bonds issued or to be issued pursuant to such election, and the indebtedness represented by such bonds since the twenty-ninth day of April, Anno Domini one thousand nine hundred and three."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmorelan) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 92, entitled "A further supplement to an act, entitled 'An act relating to executions,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act by providing that the proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate and a jury of six men instead of before two justices of the peace or aldermen and a jury of twelve men, as provided by said act, and fixing the time for the hearing in such proceedings."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 93 (House No. 28), entitled "An act confirming and validating elections heretofore held for the increase of municipal indebtedness notwithstanding defects in procedure or ballot."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gochring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 94 (House bill No. 55), entitled 'An act to provide for the protection of trees, shrubs, vines and plants against destructive insects and diseases, providing for the enforcement of this act, the expenses connected therewith and fixing penalties for its violation."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gochring, Gransback, Hackett, Hill, Irvin, Keyser, Manbeck, McPherson, Phillips, Scott, Shepard, Sisson, Sproul, Stineman, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—30.

NAYS.

Mr. Heidelbaugh.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendment, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 97, entitled 'An act providing for the erection of county bridges over any river, creek or rivulet forming the boundary between any borough and township of the first or second class where the same crosses a public highway and providing for the cost and maintenance of the same."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

The titles of the following bills, which had passed both Houses of the General Assembly, having been publicly read immediately before signing, the President, in presence of the Senate, signed the same, viz:

House No. 8. "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having over eight hundred thousand inhabitants, prescribing the powers and duties and fixing the salaries of the said assistant district attorneys."

House No. 9. "An act making an appropriation for the payment of the deficiency in the salary of the State Treasurer."

House No. 11. "An act authorizing the Superintendent of Public Instruction to employ an additional skilled stenographer and typewriter in the Department of Public Instruction."

House No. 20. "An act for the protection of index boards erected or to be erected by the supervisors of the several townships of the Commonwealth of Pennsylvania at the intersection of public roads within the several townships of the said Commonwealth, and prescribing penalties for the violation of its several provisions."

A motion was made by Mr. Cumings,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County

Edward M. Behen, Pittsburg February 27, 1905.
Robert J. Dodds, Pittsburg, February 27, 1905.
G. I. Holdship, Pittsburg, February 27, 1905.
J. M. Holliday, Crafton, February 27, 1905.
R. T. Rossell, Pittsburg, February 27, 1905.
John W. Stewart, McKeesport, March 11, 1905.
S. L. Dunlap, Allegheny, March 19, 1905.
F. G. Harrison, McKeesport, March 19. 1905.

Cambria County.

Jas. C. Patterson, Barnesboro, February 27, 1905.
John S. Tittle, Johnstown, February 27, 1905.
Miss Myrtle R. Johnston, Johnstown, February 27, 1905.

Dauphin County.

Peter Magaro, Harrisburg, February 27, 1905.
W. C. McGann, Harrisburg, February 27, 1905.
B. F. Umberger, Harrisburg February 27, 1905.

Delaware County.

Kingsley Montgomery, Chester, February 27, 1905.

Erie County.

J. E. Reed, Erie, February 27, 1905.

Greene County.

J. S. Kennedy, Mt. Morris, March 19, 1905.

Lackawanna County.

L. M. Smith, Carbondale, February 27, 1905.

Lebanon County.

Isaac Kegerreis, Mill Creek township, February 27, 1905.

Luzerne County.

James A. Gorman, Hazleton, February 27, 1905.
Charles P. Bohan, Pittston, February 27, 1905.
Miss Margaret Ellen Joyce, Wilkes-Barre, February 27, 1905.
M. J. Rittenhouse, Shickshinny, February 27, 1905.

Montgomery County.

Cornelius D. Wynkoop, Conshohocken, February 27, 1905.

Northampton County.

Joseph H. Stofflett, Alliance, February 27, 1905.

Northumberland County.

Edward H. Green, Mount Carmel, February 27, 1905.

Philadelphia County.

Frank E. Gartley, Philadelphia, March 5, 1905.
Augustus M. Schriver, Philadelphia, February 27, 1905.
John A. Zoells, Philadelphia, February 27, 1905.
James Maxwell Rodgers, Philadelphia, February 27, 1905.
Wm. Henry Paul, Philadelphia, February 27, 1905.
Theo. H. McCalla, Philadelphia, February 27, 1905.
Miss Clara F. McVay, Philadelphia, February 27, 1905.
Miss Mary H. Gheen, Philadelphia, February 27, 1905.
Charles C. Eareckson, Philadelphia, February 27, 1905.
Miss S. Salome Brooke, Philadelphia, February 27, 1905.
C. K. Sorber, Philadelphia, March 7, 1905.
Maurice B. Kramlich, Philadelphia, March 13, 1905.
Charles Welsh Edmunds, Philadelphia, March 27, 1905.

Potter County.

Ira E. Easton, Genesee, February 27, 1905.

Venango County.

Millard Scheide, Oil City, February 27, 1905.

Washington County.

Hugh A. Rogers, Washington, February 27, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 98, entitled "An act regulating fire insurance companies and policies."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 99, entitled "An act to reorganize the board of trustees of the Pennsylvania State College."

The first and second sections of the bill were separately considered and agreed to.

On the question,

Will the Senate agree to the third section?

A motion was made by Mr. Sisson,

To amend the same by striking out all the section and inserting in lieu thereof the following new section:

"The officers of the Board shall be chosen annually to serve for a period of one year each, and shall be a President, a Vice Presi-

dent, a Secretary, a Treasurer and an executive committee of not less than three or more than seven members, whose duty it shall be, under the direction and subject to the approval of the Board of Trustees, to transact such necessary business as may arise in the intervals between regular meetings of the board. No member of the board shall receive compensation for his services, but shall be paid necessary traveling and hotel expenses actually incurred in the performance of duty as such member. The Treasurer shall not be a member of the board, and shall give such bond for the faithful performance of his duties, and receive such compensation as the Board may from time to time direct," and by changing the number of section three to section four."

Which was agreed to.

The section as amended was then agreed to.

The fourth section and the title were then separately considered and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 101, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects,' approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, as amended by an act of May twenty-first, one thousand eight hundred and ninety-five, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects, approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, so as to extend the provisions thereof to cities of the third class,' so as to extend the benefits and provisions of the said act to boroughs and townships of the first class,' so as to enlarge the powers conferred upon such school authorities by said acts by adding the power to establish and maintain schools for athletics."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 102, entitled "An act to provide for the extension

of the State Library, and for the organization of a museum to contain historical and archeological material and objects illustrating the flora and fauna of Pennsylvania."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 103, entitled "An act to authorize the State Librarian to charge and collect a fee for the use of the Commonwealth for each certificate given of information contained in the archives in the Department of Public Records.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 104 (House No. 13), entitled "An act to prohibit the adulteration of food and providing for the enforcement thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 105, entitled "An act to classify the species of fish in such parts of boundary lakes of more than five thousand acres as this Commonwealth has jurisdiction over, and in waters or any peninsula or in any bay adjacent to or connected with such lakes, to declare which fish are game fish, which fish are food fish, minor food fish and minnows, or bait fish; to protect and provide for the maintenance and increase of fish in such lakes; to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes, and to provide penalties and punishments for any violation of any of the provisions of this act, and to repeal all acts inconsistent herewith."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning, at eleven o'clock.

TUESDAY, FEBRUARY 28, 1905.

The President in the Chair.

Mr. Cumings asked and obtained leave of absence of Mr. Sisson for the balance of the week.

Mr. Herbst presented a petition of voters of Berks County, praying for the passage of a State local option law.

Which was referred to the Committee on Law and Order.

Mr. Woods (Allegheny), from the Committee on Judiciary General), to which was committed a bill, entitled "An act giving to all cities in Pennsylvania the right to take lands under the power of eminent domain for the purpose of building sewers, either within or without their corporate limits, and providing a method of compensation,"

Reported bill No. 131 with amendment.

Mr. Dewalt, from the Committee on Judiciary General, to which was committed a bill, entitled "'An act to further amend an act, entitled 'An act relating to marriage licenses, providing for officers herein indicated, to issue licenses for parties to marry," approved the twenty-third day of June, one thousand eight hundred and eighty-five."

Reported Senate bill No. 132 (House No. 83) without amendment.

Mr. Roberts, from the Committee on Judiciary General, to which was committed a bill, entitled "An act authorizing the Governor of this Commonwealth to appoint one-half the number of the Board of Directors or Trustees in all institutions receiving State aid, for maintenance or other purposes, except in certain cases."

Reported bill No. 103 without amendment.

Mr. Cumings, from the Committee on Judiciary General, to which was committed a bill, entitled "An act relating to the institution, prosecution and taxation of costs in criminal cases."

Reported Senate bill No. 134 (House No. 56), without amendment.

Mr. White, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation for the payment of the deficiency in the maintenance and other expenses of the hatcheries of the Department of Fisheries."

Reported Senate bill No. 135 (House No. 47), without amendment.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to amend the first, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections of an act, entiled 'An act relating to the public grounds and buildings; defining the powers of the Commissioners; authorizing the Board of Commissioners to carry into effect the provisions of section twelve article three of the Constitution relative to contracts for stationery, supplies, fuel, furniture, furnishings, distribution of documents, repairs, alterations or improvements, and other matters needed by the Legislature, the several departments, board and commissions of the State Government and Executive Mansion; authorizing the appointment of a superintendent, and defining his powers, authority and duties, and providing for the appointment of subordinate officers required by this act, and fixing the compensation of the same," approved the twenty-sixth day of March, A. D. 1895, further providing for the custody, maintenance and protection of the public grounds and buildings."

Which was committed to the Committee on Public Grounds and Buildings.

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act to regulate the granting of charters to water companies and the storing and supplying of water and water power, and to protect the rights of freeholders and municipalities, and for other purposes."

Which was committed to the Committee on Municipal Affairs.

Mr. Sproul read in his place and presented to the Chair a bill, entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner and staff of assistants, and defining the powers and duties thereof; authorizing the State Highway Department to co-operate with the several counties and townships, and with boroughs in certain instances, in the improvement of the public highway and the maintenance of improved highways; providing for the application of counties and townships for State aid in highway improvements and maintenance; providing for the payment of the cost of highway improvemenents, made under the provisions of this act, by the State, the counties and the townships, and making an appropriation for this purpose."

Which was committed to the Committee on Public Roads and Highways.

He also read in his place and presented to the Chair a bill, entitled "An act to regulate the time of holding city teachers' institutes."

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair a bill, etitled "An act to provide for the punishment of persons expector-

ating or throwing rubbish in or upon any passenger conveyance of any common carrier."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Zern read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Eagle Hospital for Consumptives, located at Summit Hill, Carbon county."

Which was committed to the Committee on Appropriations.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 87 (House No. 48), entitled "An act authorizing the Banking Commissioner to appoint five additional examiners and providing for their compensation and expenses."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Westmoreland) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 96, entitled "An act authorizing city treasurers in cities of the first class to appoint an assistant treasurer, defining his powers and fixing his salary."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Westmoreland) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 98, entitled "An act regulating fire insurance companies and policies."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Brown asked and obtained unanimous consent to amend the same by adding to the end of the title the words "issued by them," and by striking out the word "or" in section five line three and inserting in lieu thereof the word "of."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 99, entitled "An act to reorganize the board of trustees of the Pennsylvania State College."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), and Zern—38.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 10, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects,' approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, as amended by an act of May twenty-first, one thousand eight hundred and ninety-five, entitled 'An act authorizing central boards of education in cities of the second class, to establish and maintain schools for instruction in the mechanic arts and kindred subjects, approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, so as to extend the benefits and provisions of the said act to boroughs and townships of the first class,' so as to enlarge the powers conferred upon such school authorities by said acts, by adding the power to establish and maintain schools for athletics."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Godcharles, Goehring, Gransback, Grim, Hackett,

Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 102, entitled "An act to provide for the extension of the State Library and for the organization of a museum to contain historical and archaeological material and objects illustrating the flora and fauna of Pennsylvania."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 103, entitled "An act to authorize the State Librarian to charge and collect a fee for the use of the Commonwealth for each certificate given of information contained in the archives of the Department of Public Records."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 104 (House No. 63), entitled "An act to prohibit the adulteration of food, and providing for the enforcement thereof."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

A motion was made by Mr. Bolard,

That Senate bill No. 105, entitled "An act to classify the species of fish in such parts of boundary lakes of more than five thousand acres as this Commonwealth has jurisdiction over, and in waters or any peninsular or in any bay adjacent to or connected with such lakes to declare which fish are game fish, which fish are food fish, minor food fish, and minnows, or bait fish, to protect and provide for the maintenance and increase of fish in such lakes; to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes, and to provide penalties and punishments for any violation of any of the provisions of this act, and to repeal all acts inconsistent herewith,"

Be recommitted to the Committee on Game and Fisheries.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz.:

Senate No. 106. "An act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania."

Senate No. 107. "An act making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain."

Senate No. 108. "An act to provide for the selection of a site and the erection of a State institution for the treatment of the incipient tuberculosis, to be located within the limits of the State Forestry Reservation of Franklin County, this Commonwealth, and for the erection of a board of trustees, to have charge of the same, defining their powers and duties and making the necessary appropriations therefor."

Senate No. 109. "An act relative to the sale in bulk of the whole or a large part of a stock of merchandise and fixtures or merchandise or fixtures not in the ordinary course of business, providing certain requirements therefor, imposing certain duties upon the seller and making their violation a misdemeanor."

Senate No. 110. "An act making an appropriation to the Pennsylvania Training School for Feeble Minded Children, at Elwyn, Delaware County, Pennsylvania."

Senate No. 111. "An act making an appropriation to the Commission for the selection of a site and the erection of a State institution for the feeble minded and epileptic, to be called the Eastern State Pennsylvania Institution for the Feeble Minded and Epileptic."

Senate No. 112. "An act making an appropriation for the purpose of continuing and maintaining schools among the Cornplater Indians of Warren County."

Senate No. 113. "An act making an appropriation to the commission for the selection of a site and the erection of a State hospital for the treatment of the insane under homoeopathic management, to be called the Homoeopathic State Hospital for the Insane."

Senate No. 114 (House No. 22). "An act to prevent and punish the stealing of wire forming part of a line for the transmission of electricity."

Senate No. 115. "An act to regulate the practice of and licensing of osteopaths in the State of Pennsylvania, the establishment of a board of osteopathic examiners representing the Pennsylvania Osteopathic Association, and providing for the punishment of persons violating the provisions of this act."

Senate No. 116. "An act to provide for the current expenses of the State Board of Health for the two fiscal years commencing the first day of June, one thousand nine hundred and five."

Senate No. 117. "An act making an appropriation to the trustees of the State Hospital for Injured Persons of the Anthracite Region of Pennsylvania, at Fountain Springs, near Ashland, Schuylkill county, Pennsylvania."

Senate No. 118. "An act making an appropriation to the trustees of the State Hospital for the Insane for the Southeastern district of Pennsylvania, located at Norristown."

Senate No. 119. "An act making an appropriation to the Pennsylvania Training School for Feeble Minded Children, at Elwyn, Delaware County, Pennsylvania."

Senate No. 120. "An act making an appropriation for the Cottage State Hospital, of Philipsburg, Pennsylvania."

Senate No. 121. "An act making appropriations to the Eastern State Penitentiary."

Senate No. 122. "An act making an appropriation for salaries of officers and employes of the Pennsylvania Reform School, at Morganza, Pennsylvania, and to pay for permanent improvements, et cetera."

Senate No. 123. "An act making an appropriation for the maintenance of the South Mountain Camp Sanitorium, near Mont Alto, Franklin County, for the erection and equipment of additional buildings and for the maintenance of the patients therein."

Senate No. 124. "An act to provide for the selection of a site and the erection of a State hospital for the treatment and care of the criminal insane, to be called the State Hospital for the Criminal Insane, and making an appropriation therefor."

Senate No. 125. "An act to establish an emergency fund, to be used as occasion may require in the suppression of epidemics, the prevention of disease and the protection of human life in times of epidemic, disease or of disaster threatening diseases, and making an appropriation therefor."

Senate No. 126. "An act making an appropriation to the trustees of the State Hospital for the Insane, at Danville, Pennsylvania."

Senate No. 127. "An act to amend the third section of an act, entitled 'An act for the establishment of free public libraries in the several school districts of the Commonwealth, except in cities of the first and second class,' approved the twenty-eighth day of June, Anno Domini one thousand eight hundred and ninety-five, providing that the tax levy for the purchase, improvement and maintenance of such libraries shall be made upon the same subjects of taxation as are assessed for school purposes, and shall be included in the school tax levy."

Senate No. 128. "An act amending section two of an act, entitled 'A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eighteen hundred and eighty-nine, amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign first insurance companies to the treasuries of the several cities and boroughs within this Commonwealth."

Senate No. 129. "An act, entitled 'An act providing for the erection and maintenance of a memorial hall at the county seat of Allegheny county in honor of the Union soldiers and sailors from that county in the war of the rebellion, authorizing and directing the commissioners of said Allegheny county to construct and maintain said hall upon petition of fifty citizens,' approved by two successive grand juries, the Court of Quarter Sessions and a majority vote of the qualified voters of said county."

Senate No. 130 (House No. 16). "An act validating ordinances and other transactions of municipal corporations wherein there has occurred a misnomer, omission, informality or irregularity of or in the corporate name, style and title of such municipality."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act to provide for the appointment of a statute clerk in the office of the Secretary of the Commonwealth, defining his duties, and fixing his salary.

Which were committed to the Committee on Judiciary Special.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act providing for the filing of liens for wages by mechanics and laborers employed in and about the erection, con-

struction, alteration, razing or repairing of any building or other structure, prescribing the forms and practice, and providing for the collection of such liens."

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning at eleven o'clock.

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WEDNESDAY, March 1, 1905.

The President pro tempore in the chair.

Mr. Herbst asked and obtained leave of absence for Mr. Cochran for to-day's session on account in sickness.

On motion of Mr. Scott,

The following resolution was twice read, considerad and agreed to, viz:

Resolved (if the House of Representatives concur), That when the Senate adjourns to-day, it be to meet Monday evening, March 6th, 1905, at nine o'clock P. M.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

The Clerk of the House, being introduced, informed that the House has non-concurred in Senate amendments to bill numbered and entitled as follows, viz:

House No. 24. "An act to amend an act approved the fifth day of March, Anno Domini eighteen hundred and seventy-five, entitled 'An act authorizing the Judges of the Supreme Court to appoint officers of said court."

Whereupon,

A motion was made by Mr. Woods (Westmoreland),

That the Senate insist upon its amendments made to the foregoing bill and appoint a committee of conference to act in conjunction with a similar committee of the House of Representatives (if the House should appoint such committee) to consider the differences existing between the two Houses in relation to said bill.

Which was agreed to.

Ordered, That Messrs. Woods (Westmoreland), Fisher and Scott be said committee on the part of the Senate, and that the Clerk inform the House of Representatives accordingly.

He also informed that the House has concurred in Senate amendments to bill numbered and entitled as follows, viz:

House No. 25. "An act to amend the fifth section of an act, entitled 'An act for the taxation of dogs and the protection of sheep,' approved the twenty-fifth day of May, Anno Domini, one thousand eight hundred and ninety-three, by requiring proof of the burial of the carcasses of sheep killed by dogs."

He also informed the House has concurred in Senate amendments to bill numbered and entitled as follows, viz:

House No. 27. "An act amending the first second and third sections of an act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved tenth July one thousand nine hundred and one and extending it to the condemnation of servitudes easements of way and streets or alleys opened or unopened laid out and dedicated by the proprietors of town plots but not under public supervision or control and close the same or portions thereof and providing for the payment of costs on appeal."

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 1. "A joint resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centennial Exposition to be held in the city of Portland Oregon in the year one thousand nine hundred and five, in commemoration of the one hundredth anniversary of the exploration of the Oregon country by an expedition planned by President Jefferson and commanded by Captain Meriwether Lewis and William Clark and providing for the appointment of a commission and making an appropriation to defray the expenses of the same."

With information that the House of Representatives has passed the same without amendment.

He also returned bill from the Senate numbered and entitled as follows, viz:

House No. 67. "An act for the protection of the public health to prevent commercial deception and punish the manufacture, offering for sale or sale of adulterated and falsely branded articles of food, providing for the disposition of fine and costs collected for violation of this act, and repealing all parts of the act of June 26, one thousand eight hundred and ninety-five, and other acts inconsistent herewith."

Which was committed to the Committee on Public Health and Sanitation.

House No. 76. "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land the price to be paid for the same the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation and preventing the granting of warrants for the beds of navigable rivers."

Which was committed to the Committee on Forestry.

House No. 93. "An act authorizing the recording by the city clerk or clerk of the select or common council of the cities and boroughs of this Commonwealth within thirty days from the date of the passage of this act of all ordinances required by law to be recorded within a certain time in the ordinance book of such cities or boroughs kept for the purpose and which have not been recorded within such time and making valid all ordinances so recorded and which are not now valid by reason of the failure so to record and also making valid and ratifying all contracts and obligations heretofore made or given under such ordinance or ordinances and also all contracts and obligations heretofore or hereafter made or given after recording as provided in this act."

Which was committed to the Committee on Municipal Affairs.

House No. 96. "An act to repeal that portion of the second section of an act entitled 'An act to organize the Middle Coal Field Poor District,' approved the twenty-fifth day of March, one thousand eight hundred and sixty-two, so far as the same relates to the compensation of the directors."

House No. 98. "An act to provide for the draining of swampy and wet lands and the assessment and collection of the cost thereof from the owners of the property thus improved."

House No. 99. "An act relating to church charters which have been granted without incorporating the provisions of section seven of act of twenty-sixth April, one thousand eight dundred and fifty-five, validating the same for the period of two years and authorizing amendments to said charters containing the provisions of said section seven of act of twenty-sixth April, one thousand eight hundred and fifty-five."

House No. 103. "An act to repeal an act, entitled 'An act to detach the farms of Amos S. Hancock and John Brown, from Oil Creek township, Crawford county, and to attach them to Cherry Tree township, Venango county, for school purposes,' approved the sixth day of April, Anno Domini, one thousand eight hundred and seventy."

House No. 105. "An act to repeal so much of an act, entitled 'An act annexing the farm of John Hamilton in Sandy Lake township, Mercer county, to Worth township, in said county, for school purposes, and the farms of certain persons in the township of Troy, in the county of Crawford and the township of Plum, in Venango county, to the township of Cherry Tree, Venango county, for school purposes,' as annexes the farms of certain persons in the township

of Troy in the county of Crawford and the township of Plum in Venango county to the township of Cherry Tree, Venango county, for school purposes, approved the twelfth day of April, Anno Domini, one thousand eight hundred and sixty-seven."

Which were committed to the Committee on Judiciary General.

House No. 107. "An act for the better protection of Deer and Fawn within this Commonwealth and prescribing penalties for violation of its provisions."'

Which was committed to the Committee on Game and Fisheries.

House No. 108. "An act to amend section thirty-five of an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eight day of May, Anno Domini, one thousand eight hundred and fifty-four."

Which was committed to the Committee on Education.

House No. 109. "An act declaring valid and indefeasable as to any right of escheat in this Commonwealth the title to real estate composing its manufacturing establishment taken by a foreign corporation engaged in this Commonwealth in the business of manufacturing any product of iron or steel to secure its bonds."

Which was committed to the Committee on Judiciary General.

House No. 111. "An act to provide a system of humane education to include kind treatment of birds and animals in our public schools."

Which was committed to the Committe on Education.

The title of the following bills, which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President, pro tempore, in presence of the Senate, signed the same, viz:

House No. 25. "An act to amend the fifth section of an act, entitled 'An act for the taxation of dogs and the protection of sheep,' approved the twenty-fifth day of May, Anno Domini, one thousand eight hundred and ninety-three, by requiring proof of the burial of the carcasses of sheep killed by dogs."

House No. 27. "An act amending the first, second and third sections of an act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved tenth July, one thousand nine hundred and one, and extending it to the condemnation of servitudes easements of way and streets or alleys opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or control, and close the same portions thereof and providing for the payment of costs on appeal."

House No. 28. "An act confirming and validating elections heretofore held for the increase of municipal indebtedness notwithstanding defects in procedure or ballot."

House No. 37. "A joint resolution for the creation of a Commission for the purpose of co-operating with the authorities of the State of New Jersey in regard to the propagation of sturgeon, shad, bass, perch and other fish and the adoption of concurrent laws relevant to both States."

House No. 50. "An act to provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective and assistant special detectives not exceeding ten in number and defining their duties and fixing the salaries of the same and authorizing the payment of necessary traveling expenses."

Mr. Keyser, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act for the better enforcement of the service of writs of possession in landlord and tenant cases where the premises are forcibly detained by the occupant."

Reported Senate bill No. 136 (House No. 13), without amendment.

Mr. Dewalt, from the Committee on Judiciary General, to which was committed a bill, entitled "An act providing that all vacancies in the office of county treasurers in this Commonwealth shall be filled by appointment of the Governor until the next general election."

Reported bill No. 137 without amendment.

He also, from the same Committee to which was committed a bill, entitled "An act to provide for a deposit of ten dollars for council fee for each garnishee mentioned in a writ of attachment execution before such writ shall issue."

Reported bill No. 138 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to further amend section two of an act, entitled 'An act to amend an act, entitled 'An act supplementary to the act regulating hawkers and peddlers,' approved the sixteenth day of April, Anno Domini, one thousand eight hundred and forty,' by providing that citizens of this Commonwealth may without being licensed, vend and sell by hawking and peddling goods of their own manufacture, and the produce of their own farms, gardens and dairies."

Reported bill No. 139 with amendment.

Mr. Scott, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to provide for State registration of nurses and to establish a State Board of Examiners in connection therewith."

Reported Senate bill 140 (House No. 61), with amendment.

Mr. Crawford, from the same Committee to which was committed a bill, entitled "An act authorizing Mrs. E. L. King, administratrix of the estate of Edgar L. King, deceased, to bring an action in the Court of Common Pleas of Dauphin county against the Commonwealth of Pennsylvania."

Reported bill No. 141 without amendment.

Mr. White, from the same committee to which was committed a bill, entitled "An act making it a misdemeanor for persons to have in their possession certain mechanical devices or tools com monly called burglars' tools, and prescribing the punishment therefor."

Reported Senate bill No. 142 (House No. 54) without amendment.

Mr. Cumings, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to prevent further contamination and polution of the waters in this Commonwealth, to diminish that which exists, to authorize the State Board of Health to enforce the provisions of this act, and to provide penalties and punishment for violations of the same."

Reported bill No. 143 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to amend sections five and six of an act, entitled 'An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in the cities of the first, second and third classes, with systematic examinations, registration and licenses for all entering the business of burying the dead, and penalties for violation of the provisions thereof,' approved the seventh day of June, Anno Domini one thousand eight hundred and ninety-five, by extending the provisions of the said act throughout this Commonwealth, and providing for the payment of the expenses thereof."

Reported bill No. 144 without amendment.

Mr. Goehring, from the Committee on Municipal Ownership, to which was committed a bill, entitled "An act providing for the annexation of one city in this Commonwealth to another city contiguous thereto, and in the same county, division into wards, and providing for the indebtedness of the same."

Reported bill No. 145 with amendment.

Mr. Keyser, from the same committee, to which was committed a bill, entitled "An act authorizing boroughs to require the grading, paving, repaving, and repairing of curbs and gutters at the edge of the sidewalks by the owner or owners of lots fronting thereon, and providing that in case of failure to comply with such require-

ments the borough may cause the work to be done at the cost and charges therefor."

Reported bill No. 146 without amendment.

Mr. Scott, from the same committee, to which was committed a bill, entitled "An act to amend section one, article one, of an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved May twenty-third , Anno Domini one thousand eight hundred and eighty-nine."

Reported bill No. 147 without amendment.

Mr. Stober, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to provide for the protection of the public health by giving and granting to those having charge of the public health and sanitation in cities of the first class of this Commonwealth full power to make rules and regulations concerning the care and control of persons suffering from cholera, yellow fever, typhoid fever, typhus fever, scarlet fever, relapsing fever, small pox (variola or varioloid), chicken pox (varicella), diphtheria, diphtheritic croup, membraneous croup, cerebro-spinal meningitis, measles, mumps, whooping cough, tuberculosis (in any of its diverse forms), pneumonia, eresipelas, puerperal fever, plague (bubonic), trachoma, leprosy, tetanus, glanders, hydrophobia (rabies), or anthrax, also to make rules and regulations governing the sanitary control and disinfection of premises, and of persons coming in contact therewith and the burial of persons who may die from any of said diseases, also fixing fines and penalties for the violation thereof, and the enforcement of the same."

Reported bill No. 148 without amendment.

Mr. Fisher, from the same committee, to which was committed a bill, entitled "An act relating to vaccination in cities of the first class."

Reported bill No. 149 without amendment.

He also from the same committee, to which was committed a bill, entitled "An act giving to the Bureau of Health in cities of the first class supervision over the sanitary conditions of all premises, wagons, carts and receptacles occupied or used for the sale and distribution of milk and its fluid derivatives, and the issuing of permits for the sale of the same, and providing for the punishment of any violation thereof."

Reported bill No. 150 without amendment.

Mr. Crawford, from the same committee, to which was committed a bill, entitled "An act to regulate the vaccination of all employes, attendants, patients and inmates of educational, penal reformatory, charitable, benevolent or eleesmosynary institution to which the Commonwealth renders aid by making appropriations of money thereto."

Reported bill No. 151 without amendment.

Mr. Gransback, from the same committee, to which was committed a bill, entitled "An act to repeal sections two and three of an act, entitled 'An act to prohibit the adulteration of food and providing for the enforcement of the same."

Reported bill No. 152 with amendment.

He also from the same committee to which was committed a bill, entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell as fresh any meat, poultry, game, fish or shell fish which contains any substance or article possessing a preservative or coloring character or action making the same a misdemeanor, and to prescribe penalties and punishment for violation and the means and the methods of procedure for the enforcement thereof."

Reported bill No. 153 without amendment.

Mr. Roberts, from the Committee on Public Roads and Highways, to which was committed a bill, entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner and staff of assistants, and defining the powers and duties thereof, authorizing the State Highway Department to co-operate with the several counties and townships, and with boroughs in certain instances in the improvement of the public highways and the maintenance of improved highways, providing for the application of counties and townships for State aid in highway improvement and maintenance, providing for the payment of the cost of highway improvements, made under the provisions of this act, by the State, and the townships, and making an appropriation for this purpose."

Reported bill No. 154 without amendment.

Mr. Brown, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to amend an act, entitled 'An act for the protection of the health of persons addicted to the smoking of cigarettes, and imposing a fine for the violation of its provisions,' approved April fourth, Anno Domini one thousand nine hundred and three."

Reported Senate bill No. 155 (House No. 68) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act relating to vital statistics in cities of the first class in this Commonwealth, especially concerning births, deaths and marriages, and the recording of the same."

Reported bill No. 156 without amendment.

Mr. Scott, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act authorizing magistrates and justices of the peace to suspend sentence of any person duly convicted before them of an offense or misdemeanor, and to place such

person under the care of a probation officer of the court of quarter sessions of the peace within this Commonwealth."

Reported bill No. 157 without amendment.

Mr. Fox, from the same committee, to which was committed a bill, entitled "An act to provide for the appointment of probation officers by the courts of quarter sessions of the peace within this Commonwealth, and defining the duties and power of such officers."

Reported bill No. 158 without amendment.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to classify the school districts of the Commonwealth of Pennsylvania."

He also read in his place and presented to the Chair a bill, entitled "An act to provide for the control, administration and support of common schools in school districts of the first class."

Which were committed to the Committee on Education.

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "An act to amend section sixteen of an act, approved the thirteenth day of June, one thousand eight hundred and thirty-six, entitled 'An act relating to the support and employment of the poor.'"

Which was committed to the Committee on Judiciary General.

By request,

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act authorizing W. C. Wolfe, a citizen of Cambria county, Pennsylvania, to bring suit in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

Which was committed to the Committee on Judiciary General.

Mr. Stober read in his place and presented to the Chair a bill, entitled "An act to regulate the operation of gill nets in the waters within this Commonwealth, and to provide penalties for the violation of the provisions of this act."

Which was committed to the Committee on Game and Fisheries.

Mr. Fisher read in his place and presented to the Chair a bill, entitled "An act to extend the statute of limitations to debts or demands arising or falling due to the estate of a decedent after the death of such decedent."

Which was committed to the Committee on Judiciary General.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act to provide for the licensing and regulating of dispensaries by the State Board of Charities, and making it a misdemeanor for any person to obtain medical or surgical treatment, on

false representation, from any dispensary licensed under the provisions of this act."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Hill read in his place and presented to the Chair a bill, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing companies incorporated under the laws of any other State of the United States for the manufacture of any form of iron, steel or glass, to erect and maintain buildings and manufacturing establishments, and to take, have and hold real estate necessary and proper for manufacturing purposes,' approved the ninth day of June, Anno Domini one thousand eight hundred and eighty-one, extending the same to companies formed for the purpose of quarrying slate, granite, stone or rocks, or for dressing, polishing, working or manufacturing the same or any of them, and to mineral springs companies incorporated for the purpose of bottling and selling natural spring water,' approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-three."

Which was committed to the Committee on Corporations.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act enlarging the powers of mutual savings fund or building and loan associations."

Which was committed to the Committee on Insurance.

He also read in his place and presented to the Chair a bill, entitled "A supplement to an act, entitled 'An act relating to automobiles, or motor vehicles, providing for the registration thereof, regulating the speed limit upon the public highways within this Commonwealth, providing for the licensing of the operators thereof, and fixing the amount of the license, regulating the service of process and of proceedings in action or damages arising therefrom, and prescribing the penalties for the violation of the provisions of the same,' approved April twenty-third, one thousand nine hundred and three."

Which was committed to the Committee on Judiciary General.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act to provide for the adoption and regulation of labels, symbols, trade-marks or private stamps by any association or union of workingmen, regulating the use of such labels, symbols, trade-marks or private stamps, providing penalties for the unlawful use thereof, and for counterfeiting or imitating the same, and prohibiting the sale, use or display of such counterfeit labels, and the sale, use or display of goods, wares and merchandise to which such counterfeit labels may be affixed."

Which were committed to the Committee on Judiciary General.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to provide for the non-contestability of life insurance policies after the date of the issuance thereof, excepting for non-payment of premiums, as stipulated in the policies, and for fraud, etc."

Which was committed to the Committee on Insurance.

Mr. Fisher, read in his place and presented to the Chair a bill, en titled "An act aauthorizing the trustee or trustees of lands and tenements held in trust under the provisions of any last will and testament, deed, or otherwise, for the life of any person or persons, with remainder to any minor or minors, to sell at either public or private sale, on petition to the Orphans' Court of the said trust estate."

Which was committed to the Committee on Judiciary General,

Agreeably to order

The Senate resumed the consideration of Senate bill No. 98, entitled "An act regulating fire insurance companies and policies issued by them."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

A motion was made by Mr. Brown and Mr. Keyser

That the vote had by which said bill passed third reading be reconsidered.

Which was agreed to.

And the question recurring.

Will the Senate agree to the bill?

Mr. Brown asked and obtained unanimous consent to amend the same by striking out the word "providing" in section four, line twelve, and inserting in lieu thereof the word "proving," and by striking out the word "of" in section five, line twelve, and inserting in lieu thereof the word "for."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 102, entitled "An act to provide for the extension of

the State Library and for the organization of a museum to contain historical and archeological material and objects illustrating the flora and fauna of Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Edmiston, Fisher Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 103, entitled "An act to authorize the State Librarian to charge and collect a fee for the use of the Commonwealth for each certificate given of information contained in the archives in the Department of Public Records."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Edmiston, Fisher, Fox, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Man-

beck, Matson, McNees, McPherson, Miller, Philips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President pro tempore—38.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 104 (House No. 63), entitled "An act to prohibit the adulteration of food and providing for the enforcement thereof."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cochran, Crawford, Cumings, Danner, Dewalt, Edmiston, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, White, Woods (Allegheny), Zern and Sproul, President pro tempore—39.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives with information that the Senate has passed the same without amendment.

A motion was made by Mr. Scott.

That Senate bill No. 33, on third reading postponed for the prevent, entitled "An act authorizing the acquisition aand maintenance

by the Commonwealth of Pennsylvania in conjunction with the States of New York and New Jersey of toll bridges across the Delaware river and providing for free travel across the same," be recommitted to the Committee on Judiciary General.

Which was agreed to.

The Private Secretary of the Governor being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 28, 1905.

To the Honorable the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Wm. I. Schaffer, of Chester, to be reporter of the decisions of the Supreme Court, for the term of five years, to compute from March 21, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 1, 1905.

To the Honorable the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ethan Allen Weaver, Philadelphia, to be a member of the Commission to Direct and Supervise the Preservation of the Historical Archives of the Commonwealth of Pennsylvania, to compute from February 2, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 28, 1905.

To the Honorable the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 13, entitled "An act authorizing appeals to orphans' courts from decisions of registers of wills granting issues devisavit vel non in cases of contested wills."

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 28, 1905.

To the Honorable the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day

approved and signed Senate bill No. 17, entitled "An act to quiet the title of real estate and to enable citizens of the United States and corporations chartered under the laws of this Commonwealth and authorized to hold real estate therein, to hold and convey title to real estate which has formerly been held by corporations not authorized by law to hold real estate in Pennsylvania."

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 28, 1905.

To the Honorable the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 9, entitled "An act to consolidate revise and amend laws of this Commonwealth relating to penal proceedings and pleadings, approved the thirty-first day of March, eighteen hundred and sixty, by repealing the proviso thereof which prohibits the imposing of sentences to expire between the fifteenth day of November and the fifteenth of February of any year."

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 28, 1905.

To the Honorable the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Miss Suzanne S. Beatty, Pittsburg, February 28, 1905.
William H. Sterritt, Allegheny, February 28, 1905.

Berks County.

William McIlvain, Reading, March 27, 1905.

Chester County.

Howard S. Williams, Phoenixville, February 28, 1905.

Clinton County.

Henry M. Kane, Renovo, February 28, 1905.

Erie County.

J. M. Sherwin, Erie, March 6, 1905.

Franklin County.

Arthur W. Gillan, Chambersburg, March 13, 1905.

Northampton County.

W. Bion Fritchman, Freemansburg, February 28, 1905.

Philadelphia County.

Edward J. Fisher, Philadelphia, February 28, 1905.
Henry M. Keller, Philadelphia, February 28, 1905.
Chas. L. Brown, Philadelphia, March 6, 1905.
William T. Smith, Philadelphia, February 28, 1905.

York County.

Miss Nellie R. Cross, York, March 27, 1905.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 1, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, have the honor hereby to nominate for the advice and consent of the Senate the following named persons, to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Charles S. Lepley, Pittsburg, March 1, 1905.
Antonio Sisca, Sharpsburg, March 1, 1905.

Berks County.

Adam G. Lerch, Wernersville, March 1, 1905.

Carbon County.

James Smitham, Mauch Chunk, March 1, 1905.

Clinton County.

John Liggett, Beech Creek, March 1, 1905.

Lancaster County.

H. K. Ober, Elizabethtown, March 1, 1905.

Luzerne County.

Abraham Leibson, Duryea, March 1, 1905.

Montgomery County.

G. Carroll Hoover, Norristown, March 1, 1905.

Northampton County.

Mike O. Sacchetti, Easton, March 1, 1905.

Philadelphia County.

Charles Mathews, Philadelphia, March 1, 1905.
Rodney Morrison, Philadelphia, March 1, 1905.
William H. Lewis, Philadelphia, March 1, 1905.

SAML. W. PENNYPACKER.

A motion was made by Mr. White,

That the rule which requires nominations made by the Governor to lie on the table for five days, be dispensed with, and the Senate do now resolve itself into executive session for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of the following named persons, to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Charles S. Lepley, Pittsburg, March 1, 1905.
Antonio Sisca, Sharpsburg, March 1, 1905.

Berks County.

Adam G. Lerch, Wernersville, March 1, 1905.

Carbon County.

James Smitham, Mauch Chunk, March 1, 1905.

Clinton County.

John Liggett, Beech Creek, March 1, 1905.

Lancaster County.

H. K. Ober, Elizabethtown, March 1, 1905.

Luzerne County.

Abraham Leibson, Duryea, March 1, 1905.

Montgomery County.

G. Carroll Hoover, Norristown, March 1, 1905.

Northampton County.

Mike O. Sacchetti, Easton, March 1, 1905.

Philadelphia County.

Charles Mathews, Philadelphia, March 1, 1905.
Rodney Morrison, Philadelphia, March 1, 1905.
William H. Lewis, Philadelphia, March 1, 1905.

The following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Miss Suzanne S. Beatty, Pittsburg, Feb. 28, 1905.
William H. Sterritt, Allegheny, Feb. 28, 1905.

Berks County.

William McIlvain, Reading, March 27, 1905.

Chester County.

Howard S. Williams, Phoenixville, Feb. 28, 1905.

Clinton County.

Henry M. Kane, Renovo. Feb. 28, 1905.

Erie County.

J. M. Sherwin, Erie, March 6, 1905.

Franklin County.

Arthur W. Gillan, Chambersburg, March 13, 1905.

Northampton County.

W. Bion Fritchman, Freemansburg, Feb. 28, 1905.

Philadelphia County.

Edward J. Fisher, Philadelphia, Feb. 28, 1905.
Henry M. Keller, Philadelphia, Feb. 28, 1905.
Chas. L. Brown, Philadelphia, March 6, 1905.
William T. Smith, Philadelphia, Feb. 28, 1905.

York County.

Miss Nellie R. Cross, York, March 27, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Edmiston, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President, pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of Wm. I. Schaffer, of Chester, to be reporter of the decisions of the Supreme Court, for the term of five years, to compute from March 21, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Edmiston, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President, pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of Ethan Allen Weaver, Philadelphia, to be a member of the commission to direct and supervise the preservation of the historical archives of the Commonwealth of Pennsylvania, to compute from February 2, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Edmiston, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President, pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Clerk of the House of Representatives being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the Senate,
March 1, 1905.

Resolved (if the House of Representatives concur), That when the Senate adjourn to-day, it be to meet on Monday evening, March 6, 1905, at nine o'clock P. M.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 27. "A joint resolution to provide for the participation by the National Guard of Pennsylvania in the inaugural ceremonies of Theodore Roosevelt, President-elect of the United States, to be held in the city of Washington, District of Columbia, March fourth, one thousand nine hundred and five, and making an appropriation to pay the expenses of a provisional brigade for that purpose."

With information that the House of Representatives has passed the same with amendment.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Edmiston, Fox, Gerberich, Godcharles, Goehring,

Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Zern and Sproul, President pro tempore—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also presented for concurrence bill numbered and entitled as follows, viz:

House No. 106. "A supplement to an act, entitled 'A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, further amending the twelfth section thereof, so as to permit corporations organized thereunder either for the purpose of carrying on any manufacturing business or for the supply of water, or for the manufacture or supplying of light, to purchase bonds or stock of other corporations of the same character, or to guarantee the payment of interest, or to lease and operate corporate property,' approved the twenty-sixth day of June, Anno Domini one thousand eight hundred and ninety-five, correcting errors therein, and validating all acts done in pursuance thereof."

Which was committed to the Committee on Public Supply of Light, Heat and Water.

Mr. Brown, from the Committee on Education, to which was committed a bill, entitled "An act to classify the school districts of the Commonwealth of Pennsylvania."

Reported bill No. 159 without amendment.

Mr. White, from the same committee, to which was committed a bill entitled "An act to provide for the control, administration and support of the common school in school districts of the first class."

Reported bill No. 160 without amendment.

Mr. Stineman, from the Committee on Military Affairs, to which was committed a bill, entitled "An act to amend section eight of an act, entitled 'An act providing for the erection of the Pennsylvania Soldiers' Orphans' Industrial School, the purchase of land and the erection and equipment of the building and buildings necessary therefor, making appropriations for such purposes as erection and equipment of the building and buildings necessary therefor; erection and equipment and the maintenance of the children admitted therein, placing the care of the same in the commission now known as the Commission of Soldiers' Orphan Schools of the State

of Pennsylvania, and regulating the admissions to the said Pennsylvania Soldiers' Orphans' Industrial School, and the said Soldiers' Orphan Schools,' approved the twenty-seventh day of May, Anno Domini one thousand eight hundred and ninety-three, providing that at the discretion of the said Commission of Soldiers' Orphans Schools, pupils may remain at the Soldiers' Orphans' Industrial School after attaining theage of sixteen years."

Reported Senate bill No. 161 (House No. 84) without amendment.

Mr. Dewalt, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend an act, entitled 'An act to amend the charter of incorporation of the borough of Bristol, granted the fourteenth day of November, Anno Domini one thousand seven hundred and twenty, and the several acts supplementary thereto,' approved the fifteenth day of February, Anno Domini one thousand eight hundred and fifty-one, by striking out the proviso to the tenth section of said act which limits the amount of the indebtedness of said borough."

Reported Senate bill No. 162 (House No. 15) without amendment.

Mr. Keyser, from the same committee to which was committed a bill, entitled "An act enlarging the powers of mutual savings fund or building and loan associations."

Reported bill No. 163 without amendment.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 106, entitled "An act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 107, entitled "An act making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 108, entitled "An act to provide for the selection of a site and the erection of a State institution for the treatment of the incipient tuberculosis, to be located within the limits of the State Forestry Reservation, of Franklin county, this Commonwealth, and for the election of a board of trustees to have charge of the same, defining their powers and duties, and making the necessary appropriations therefor."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 109, entitled "An act relative to the sale in bulk of the whole or a large part of a stock of merchandise and fixtures not in the ordinary course of business, providing certain requirements therefor, imposing certain duties upon the seller, and making their violation a misdemeanor."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 110, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble Minded Children, at Elwyn, Delaware county, Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 111, entitled "An act making an appropriation to the

commission for the selection of a site and the erection of a State institution for the feeble minded and epileptic, to be called the Eastern Pennsylvania State Institution for the Feeble Minded and Epileptic."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 112, entitled "An act making an appropriation for the purpose of continuing and maintaining schools among the Cornplanter Indians of Warren county."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate No. 113, entitled "An act making an appropriation to the commission for the selection of a site and the erection of a State management, to be called the Homoeopathic State Hospital for the Insane."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 114 (House No. 22), entitled "An act to prevent and punish the stealing of wire forming part of a line for the transmission of electricity."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 115, entitled "An act to regulate the practice of and licensing of osteopaths in the State of Pennsylvania, the establishment of a board of osteopathic examiners, representing the Pennsylvania Osteopathic Association, and providing for the punishment of persons violating the provisions of this act."

On the question,

Will the Senate agree to the first section?

A motion was made by Mr. Fox,

To amend the same by striking out the word "candidate" in line seven, and inserting in lieu thereof the word "graduate."

Which was agreed to.

The section as amended was then agreed to.

The several sections of the bill, from the second to the ninth inclusive, were then separately considered and agreed to.

On the question,

Will the Senate agree to the tenth section?

A motion was made by Mr. Fox,

To amend the same by inserting after the word "authorities," in line four, the words "or the issuing of death certificates."

Which was agreed to.

The section as amended was then agreed to.

The title was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 116, entitled "An act to provide for the current expenses of the State Board of Health for the two fiscal years commencing the first day of June, one thousand nine hundred and five."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 117, entitled "An act making an appropriation to the trustees of the State Hospital for Injured Persons of the Anthracite Region of Pennsylvania, at Fountain Springs, near Ashland, Schuylkill county, Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 118, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane for the Southeastern District of Pennsylvania, located at Norristown."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 119, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble Minded Children, at Elwyn, Delaware county, Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 120, entitled "An act making an appropriation for the Cottage State Hospital, of Philipsburg, Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 121, entitled "An act making appropriations to the Eastern State Penitentiary."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 122, entitled "An act making an appropriation for salaries of officers and employes of the Pennsylvania Reform School, at Morganza, Pennsylvania, and to pay for permanent improvements, etc."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 123, entitled "An act making an appropriation for the maintenance of the South Mountain Camp Sanitorium near Mont Alto, Franklin county, for the erection and equipment of additionaal buildings, and for the maintenance of the patients therein."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 124, entitled "An act to provide for the selections of a site and the erection of a State hospital for the treatment and care of the criminal insane to be called the State Hospital for the Criminal insane and making an appropriation therefor."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill 125, entitled "An act to estaablish an emergency fund to be used as occasion may require in the suppression of epidemics the prevention of disease and protection of human life in times of epidemic, disease or of disaster threatening disease and making an appropriation therefor."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 126, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane at Danville, Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 127, entitled "An act to amend the third section of an act netitled 'An act for the establishment of free public libraries in the several school districts of the Commonwealth, except in cities of the first and second class,' approved the twenty-eighth day of June, Anno Domini, one thousand eight hundred and ninety-five, providing that the tax levy for the purchase, improvement and maintenance of such libraries shall be made upon the same subjects of taxation as are assessed for school purposes and shall be included in the school tax levy."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 128, entitled "An act amending section two of an act, entitled 'A supplement to the twenty-fourth section of an act, entitled An act to provide revenue by taxation approved the seventh day of June, one thousand eight hundred and seventy-nine' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasuries of the several cities and boroughs within this Commonwealth."

The several sections of the bill were separately considered and agreed to.

On the question,

Will the Senate agree to the title?

A motion was made by Mr. Roberts.

To amend the same by adding to the end thereof the following, "Providing for the extension of the provisions of this act to townships of the first class."

Which was agreed to.

The title as amended was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 129, entitled "An act entitled 'An act providing for the erection and maintenaance of a memorial hall at the county seat of Allegheny county, in honor of the Union soldiers and sailors from that county in the war of the rebellion, authorizing and directing the commissioners of said Allegheny county to construct and maintain said hall upon petition of fifty citiizens,' approved by two successive grand juries, the court of quarter sessions, and a majority vote of the qualified voters of said county."

On the question,

Will the Senate agree to the first section?

A motion was made by Mr. Crawford,

To amend the same, by inserting after the word "hall," in line six, the words, "at the cost of the county of Allegheny"; by striking out the word "and" after the word "soldiers," in line seven; by insert-

ing after the word "sailors" in the same line the words, "and marines from Allegheny county, who served in the army and navy of the United States in the war for the suppression of the rebellion"; by striking out the word "and" at the end of line sixteen; by inserting after the word "sailors" at the beginning of line seventeen the words "and marines from said county;" by striking out the words "of the Union army" in the same line and inserting in lieu thereof the words "who served in the United States army and navy," and by inserting after the word "war" in the same line the words "for the suppression."

Which was agreed to.

The section as amended was then agreed to.

The second and third sections were then separately considered and agreed to.

On the question,

Will the Senate agree to the fourth section?

A motion was made by Mr. Crawford,

To amend the same by striking out the words "soldiers and sailors" in line four, and inserting in lieu thereof the word "said," and by striking out the words "an architect or" in line nine.

Which was agreed to.

The section as amended was then agreed to.

The fifth section was then agreed to.

On the question,

Will the Senate agree to the sixth section?

A motion was made by Mr. Crawford,

To amend the same by inserting after the word "sailors" in line two the words "and marines from"; by striking out after the word "county" in the same line the words "in the war of the rebellion who served in the Union army," and inserting in lieu thereof the words "who served in the army and navy of the United States in the war for the suppression of the rebellion"; by striking out the word "and" after the word "soldiers" in the beginning of line five; by inserting after the word "sailors" in the same line the words "and marines"; by striking out the word "post" at the end of line six; by inserting after the word "Legion" in line eight the words "Commanderies of the Loyal Legion"; by striking out the word "suitable" at the end of line nine and inserting in lieu thereof the word "proper"; by inserting after the word "war" in line ten the words "for the suppression of"; by striking out the word "and" at the beginning of line twelve; by striking out the words "of Allegheny county" at the end of the same line and inserting in lieu thereof the words "Commanderies of the Loyal Legion;" by striking out after the word "histories" in line thirteen the words "to which Allegheny county soldiers and

sailors belonged"; by striking out the word "and" after the word "soldiers" where it occurs in lines fifteen and sixteen the words "and marines"; by inserting before the word "soldiers" in line seventeen the word "said"; by striking out the word "and" after the word "soldiers" in the same line; by inserting after the word "sailors" in the same line the words "and marines" and by inserting after the word "war" where it occurs in lines eighteen and twenty the words "for the suppression."

Which was agreed to.

The section as amended was then agreed to.

The seventh and last section was then agreed to.

On the question,

Will the Senate agree to the title?

A motion was made by Mr. Crawford,

To amend the same by striking out the word "Union" at the end of line two; by striking out the word "and" after the word "soldiers" at the beginning of line three; by inserting after the word "sailors" in the same line the words "and marines"; by inserting after the word "county" in the same line the words "who served in the army and navy of the United States" and by inserting after the word "war" in the same line the words "for the suppression."

Which was agreed to.

The title as amended was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 130 (House No. 16), entitled "An act validating ordinances and other transactions of municipaal corporations wherein there has occurred a misnomer omission informality or irregularity of or in the corporate name style and title of such municipality."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. White.

That Senate bills numbered and entitled as follows:

Senate No. 106, "An act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home at Erie, Pennsylvania."

Senate No. 107, "An act making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania at South Mountain."

Senate No. 108,"An act to provide for the selection of a site and the erection of a State institution for the treatment of the incipient tuberculosis to be located within the limits of the State Forestry Reservation of Franklin county, this Commonweaalth, and for the erection of a board of trustees to have charge of the same defining their powers and duties and making the necessary appropriations therefor."

Senate No. 110, "An act making an appropriation to the Pennsylvania Training School for Feeble-minded Children at Elwyn, Delaware county, Pennsylvania.

Senate No. 111, "An act making an appropriation to the commission for the selection of a site and the erection of a State institution for the feeble-minded and epileptic to be called the Easteru Pennsylvania State Institution for the Feeble-minded and Epileptic."

Senate No. 113, "An act making an appropriation to the commission for the selection of a site and the erection of a State hospital for the treatment of the insane under homeopathic management to be called the Homeopathic State Hospital for the Insane."

Senate No. 116, "An act to provide for the current expenses of the State Board of Health for the two fiscal years commencing the first day of June, one thousand nine hundred and five."

Senate No. 117, "An act making an appropriation to the trustees of the State Hospital for Injured Persons of the Anthracite Region of Pennsylvania at Fountain Springs, near Ashland, Schuylkill county, Pennsylvania."

Senate No. 118, "An act making an appropriaation to the trustees of the State Hospital for the Insane for the Southeastern District of Pennsylvania located at Norristown."

Senate No. 119, "An act making an appropriation to the Pennsylvania Training School for Feeble-minded Children at Elwyn, Delaware county, Pennsylvania.

Senate No. 120, "An act making an appropriation for the Cottage State Hospital of Philipsburg, Pennsylvania."

Senate No. 121, "An act making appropriations to the Eastern State Penitentiary."

Senate No. 122, "An act making an appropriation for salaries of officers and employes of the Pennsylvania Reform School at Morganza, Pennsylvania, and to pay for permanent improvements, et cetera."

Senate No. 123, "An act making an appropriation for the maintenance of the South Mountain Camp Sanitorium near Mont Alto, Franklin county, for the erection and equipment of additional buildings and the maintenance of the patients therein."

Senate No. 124, "An act to provide for the selections of a site and the erection of a State hospital for the treatment and care of the criminal insane to be called the State Hospital for the Criminal Insane and making an appropriation therefor."

Senate No. 125, "An act to establish an emergency fund to be used as occasion may require of in the suppression of epidemics, the prevention of disease and protection of human life in times of epidemic, disease, or of disaster threatening disease and making an appropriation therefor."

Senate No. 126, "An act making an appropriation to the trustees of the State Hospital for the Insane at Danville, Pennsylvania."

Which passed second reading today, be recommitted to the Committee on Appropriations.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 131, entitled "An act giving to all cities in Pennsylvaniaa the right to take lands under the power of eminent domain for the purpose of building sewers either within or without their corporate limits and providing a method of compensation."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 132 (House No. 83), entitled "An act to further amend an act, entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry,' approved the twenty-third day of June, one thousand eight hundred and eighty-five."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 133, entitled "An act authorizing the Governor of this Commonwealth to appoint one-half the number of the board of directors or trustees in all institutions receiving State aid for maintenance or other purposes except in certain cases."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Thomson,

That the foregoing Senate bill No. 133, entitled "An act authorizing the Governor of this Commonwealth to appoint one-half the number of the board of directors or trustees in all institutions receiving State aid for maintenance or other purposes, except in certain cases," be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 134 (House No. 56), entitled "An act relating to the institution of prosecution and taxation of costs in criminal cases."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 135 (House No. 47), entitled "An act making an appropriation for the payment of the deficiency in the maintenance and other expenses of the hatcheries of the Department of Fisheries."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

The title of the following bills which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President, pro tempore, in the presence of the Senate, signed the same, viz:

Senate No. 1. "A joint resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centennial Exposition, to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five, in commemoration of the one hundredth anniversary of the exploration of the Oregon country by an expedition planned by President Jefferson, and commanded by Captain Meriwether Lewis and William Clark, and providing for the appointment of a commission, and making an appropriation to defray the expenses of the same."

Senate No. 27. "A joint resolution to provide for the participation by the National Guard of Pennsylvania in the inaugural ceremonies of Theodore Roosevelt, President-elect of the United States, to be held in the city of Washington, District of Columbia, March fourth, one thousand nine hundred and five, and making an appropriation to pay the expenses of a provisional brigade selected for that purpose."

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President, pro tempore, adjourned the Senate until Monday evening, March 6, 1905, at nine o'clock.

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MONDAY—March 6, 1905.

The President in the Chair.

Mr. Grim asked and obtained leave of absence for Mr. Cochran for this week on account of sickness.

Mr. Woods (Westmoreland) asked and obtained leave of absence for Mr. Fisher for to-night's session.

Mr. Woods (Allegheny), from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend an act, entitled 'An act ceding concurrent jurisdiction of this State over certain lands owned or hereafter acquired by the United States,' approved the thirteenth day of June, one thousand eight hundred and eighty-three."

Reported Senate bill No. 164 (House No. 87) without amendment.

Mr. Cumings, from the same committee, to which was committed a bill, entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of an act of the twenty-sixth of April, one thousand eight hundred and fifty-five, validating the same for the period of two years, and authorizing amendments to said charters containing the provisions of said section seven of act of the twenty-sixth of April, one thousand eight hundred and fifty-five."

Reported Senate bill No. 165 (House No. 99) without amendment.

Mr. Sisson, from the same committee, to which was committed a bill, entitled "A supplement to an act, entitled 'An act relating to automobiles or motor vehicles, providing for the registration thereof, regulating the speed limit upon the public highways within this Commonwealth, providing for the licensing of the operators thereof, and fixing the amount of the license, regulating the service of process and of proceedings in actions of damages arising therefrom, and prescribing the penalties for the violation of the

provisions of the same,' approved April twenty-third, one thousand nine hundred and three."

Reported bill No. 166 without amendment.

Mr. Fox, from the same committee, to which was committed a bill, entitled "An act amending section nine of an act approved May fifth, one thousand eight hundred and ninety-five, entitled 'An act supplementing and amending an act, entitled 'An act to establish an intermediate court of appeal, regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts, providing for the reports of its decisions, the compensation of the judges and other court officers, and the practice and costs on appeals from its judgments,' approved June twenty-fourth, Anno Domini one thousand eight hundred and ninety-five."

Reported Senate bill No. 167 (House No. 10) without amendment.

Mr. Roberts, from the same committee, to which was committed a bill, entitled "An act to enable townships of the Commonwealth which have heretofore been declared townships of the first class, and which no longer have a population such as is required by law to again become townships of the second class."

Re-reported Senate bill No. 79 (House No. 7) with amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to extend the statute of limitations to debts or demands arising or falling due to the estate of a decedent after the death of such decedent."

Reported bill No. 168 without amendment.

Mr. McPherson, from the same committee, to which was committed a bill, entitled "An act authorizing W. C. Wolfe, a citizen of Cambria county, Pennsylvania, to bring suit in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

Reported bill No. 169 without amendment.

Mr. Edmiston read in his place and presented to the Chair a bill, entitled "An act to amend the second section of an act, entitled 'An act regulating the sale of concentrated commercial feeding-stuffs, prohibiting their adulteration, providing for the collection of samples, the expenses of the enforcement of the law, and fixing penalties for its violation,' so as to extend the application of the term commercial feeding-stuffs."

Which was committed to the Committee on Agriculture.

Mr. Sproul read in his place and presented to the Chair a bill, entitled "An act constituting a commission to arrange for the proper dedication of the new Capitol, and providing for the payment of the expenses therefor."

Which was committed to the Committee on Appropriations.

Mr. Grim read in his place and presented to the Chair a bill, entitled "An act to provide for the election of township supervisors, and to fix their term of office."

Which was committed to the Committee on Judiciary General.

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act requiring the consent of the municipal authorities for the erection of poles or posts, etc., or placing of pipes or conduits upon or in any highway by certain corporations, and otherwise regulating the same."

Which was committed to the Committee on Municipal Affairs.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act providing for the filing of a statement of all moneys contributed or expended by any candidate for public office within the Commonwealth in aid of his election, and prescribing the office in which such statement shall be filed."

Which was committed to the Committee on Elections.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 98, entitled "An act regulating fire insurance companies and policies issued by them."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert and Woods (Allegheny)—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Herbst,

The Senate resumed the consideration of Senate bill No. 68, entitled "An act to empower cities of this Commonwealth owning and operating water works systems, and having supply mains passing through suburban territory, to sell water to any water company or companies chartered to do business in any such suburban territory."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

A motion was made by Mr. Herbst and Mr. Fox,

That the vote by which said bill passed third reading be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the bill a third time?

Mr. Fox asked and obtained unanimous consent to amend the same by inserting in the second line of the title, after the word "through," the following words: "or reaching any township, borough, or;" and in line three, by inserting after the word "territory," the words "within this Commonwealth," and before the word "any" in the said third line, by inserting the following words: "such incorporated district and to;" and amend in line four, of the title, by striking out the word "suburban;" and inserting after the word "through" in section one line five, the following words: "or reaching any township, borough, or;" and in line six, after the word "territory," by inserting the following words: "within the Commonwealth;" and in the same line, before the word "any," at the end of said line, by inserting the following words: "such incorporated district and to;"

The bill as amended was then agreed to.

Ordered, That said bill, as amended, be printed for the use of the Senate.

On motion of Mr. Herbst,

The Senate resumed the consideration of Senate bill No. 71, entitled "An act authorizing and empowering cities owning and operating water works systems to enter by any of its employes upon private lands through which may pass any stream or streams of water supplying such cities, for the purpose of patrolling the drainage area and making investigations or inquiries pertaining to the condition of the stream or streams, sanitary or otherwise."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cumings, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland) and Zern—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 109, entitled "An act relative to the sale in bulk of the whole or a large part of a stock of merchandise and fixtures, or merchandise or fixtures not in the ordinary course of business, providing certain requirements therefor, imposing certain duties upon the seller, and making their violation a misdemeanor."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Fox, Goehring, Gransback, Hackett, Heidelbaugh, Hill, Keyser, Matson, McNees, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland)—28.

NAYS.

Mr. Grim.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 112, entitled "An act making an appropriation for the purpose of continuing and maintaining schools among the Cornplanter Indians of Warren county."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Edmiston, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

The title of the following bills which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President, in the presence of the Senate, signed the same, viz:

House No. 63. "An act to prohibit the adulteration of food, and providing for the enforcement thereof."

House No. 48. "An act authorizing the Commissioner of Banking to appoint five additional examiners, and providing for their compensation and expenses."

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 114 (House No. 22), entitled "An act to prevent

and punish the stealing of wire forming part of a line for the transmission of electricity."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Edmiston, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Herbst, Hill, Keyser, Manbeck, Matson, McNees, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 127, entitled "An act to amend the third section of an act, entitled 'An act for the establishment of free public libraries in the several school districts of the Commonwealth, except in cities of the first and second class,' approved the twenty-eighth day of June, Anno Domini one thousand eight hundred and ninety-five, providing that the tax levy for the purchase, improvement and maintenance of such libraries shall be made upon the same subjects of taxation as are assessed for school purposes, and shall be included in the school tax levy."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett,

Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered that the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 128, entitled "An act amending section two of an act, entitled 'A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth, providing for the extension of the provisions of this act to townships of the first class."

And said bill having been read at length the second time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messers. Bolard, Brown, Calpin, Catlin, Crawford, Godcharles, Gransback, Grim, Hackett, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Repsentatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 129, entitled "An act providing for the erection and maintenance of a memorial hall, at the county seat of Allegheny county, in honor of the (Union) soldiers (and) sailors and marines from that county who served in the army and navy of the United States in the war for the suppression of the Rebellion, authorizing and directing the commissioners of said Allegheny county to construct and maintain said hall upon petition of fifty citizens approved by two successive grand juries, the court of quarter sessions and a majority vote of the qualified voters of said county."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Calpin, Crawford, Cumings, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Repsentatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 130 (House No. 16), entitled "An act validating ordinances and other transactions of municipal corporations wherein there has occurred a misnomer, omission, informality or irregularity of or in the corporate name, style and title of such municipality."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNees, McPherson, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, out amendment.

The Clerk of the House, being introduced, presented the following extract from the Journal of the House, which was read as follows, viz.:

In the House of Representatives,
March 6, 1905.

Resolved (if the Senate concur), That House bill No. 8, file folio No. 85, entitled "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having over eight hundred thousand inhabitants; prescribing the powers and duties and fixing the salaries of the said assistant district attorneys," be recalled from the Governor for the purpose of amendment.

The foregoing resolution having been read, considered and concurred in,

Ordered, That the Clerk inform the House of Representatives cordingly:

He also returned bill from the Senate numbered and entitled as follows, viz.:

Senate No. 45. "An act permitting children residing in school districts in which no public high school is maintained to attend a high school in some other district located near their homes, and providing for the payment of costs of tuition and school books."

With information that the House of Representatives has passed the same without amendment.

He also presented for concurrence bills numbered and entitled as follows, viz.:

House No. 71. "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial district, composed of the county of Cambria."

Which was committed to the Committee on Judiciary General.

House No. 89. "An act to empower the State Forestry Reservation Commission to grant rights for the use of the waters upon the State Forest Reservation Lands and prohibiting grants of the use of waters upon the State Forest Reservation Lands in any charter issued to private corporations organized for the purpose of collecting, impounding and selling water to the citizens this Commonwealth."

House No. 113. "An act to amend an act, entitled 'An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes, and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions, and regulating such proceedings,' approved the eleventh day of May, Anno Domini one thousand nine hundred and one, by providing that those townships having a population of at least three hundred to the square mile, shall be townships of the first class."

Which were committed to the Committee on Judiciary Special.

House No. 120. "A supplement to an act, entitled 'An act for the limitation of actions,' approved the twenty-seventh day of March, one thousand seven hundred and thirteen; limiting the period within which actions may be brought by the personal representatives of decedents for causes of action accruing after the death of such decedent."

Which was committed to the Committee on Judiciary General.

House No. 126. "An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets, lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation."

Which was committed to the Committee on Municipal Affairs.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 1, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 12, entitled "An act to fix the number and salaries of officers, clerks and other employes in the Department of Mines."

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 6, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby nominate for the advice and consent of the Senate, Simon Sternberger, of Atlantic City, New Jersey, to be Commissioner of Deeds for the Commonwealth of Pennsylvania, for the term of five years, to compute from the date hereof.

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 2, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed resolution from the Senate and House of Representatives, entitled "A joint resolution to provide for the participation by the National Guard of Pennsylvania in the inaugural ceremonies of Theodore Roosevelt, President-elect of the United States, to be held in the city of Washington, District of Columbia, March 4, one thousand nine hundred and five, and making an appropriation to pay the expenses of a provisional brigade selected for that purpose."

SAML. W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 6, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law I have the honor hereby to nominate for the advice and consent of the Senate the following named persons, to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

W. H. Say, Pittsburg, March 6, 1905.

Charles F. McLaughlin, Pittsburg, March 6, 1905.
C. L. Wilson, Munhall, March 6, 1905.
H. R. Phillips, Verona, March 6, 1905.
James H. Pitts, Glassport, March 13, 1905.
James M. Corboy, Pittsburg, March 19, 1905.
Edgar M. Moore, Pittsburg, March 19, 1905.

Beaver County.

Charles Frederic Straube, Economy township, March 6, 1905.

Berks County.

J. Victor Grim, Reading, March 6, 1905.
J. Fred Hartgen, Reading, March 13, 1905.

Blair County.

W. J. Hamor, Altoona, April 10, 1905.

Carbon County.

John L. Lewis, Lansford, March 6, 1905.

Clarion County.

S. S. Sigworth, Farmington, March 6, 1905.

Erie County.

Ralph B. Sterrett, Erie, March 6, 1905.
W. P. Gifford, Erie, March 6, 1905.

Fayette County.

Joseph C. Majerchak, Brownsville, March 6, 1905.

Indiana County.

James B. Graham, Buffington township, March 6, 1905.

Jefferson County.

H. B. McCullough, Brockwayville, March 6, 1905.

McKean County.

John P. Mullin, Bradford, March 6, 1905.

Montgomery County.

Miss Marielle R. Rutter, Pottstown, March 6, 1905.

Northampton County.

Ellsworth W. Yale, Alliance, March 6, 1905.

Perry County.

Zachariah E. Rice, Landisburg, March 6, 1905.

Philadelphia County.

J. William Simons, Philadelphia, March 6, 1905.
Lionel Teller Schlesinger, Philadelphia, March 6, 1905.
Horace A. Reeves, Philadelphia, March 6, 1905.
Theodore F. Tomson, Philadelphia, March 6, 1905.
Miss C. A. Wooters, Philadelphia, March 6, 1905.
J. Alfred Coxe, Philadelphia, March 6, 1905.
Francis S. Laws, Philadelphia, March 26, 1905.
Sydney Young, Philadelphia, March 26, 1905.

Wyoming County.

Henry M. Lewis, Tunkhannock, March 6, 1905.

SAML. W. PENNYPACKER.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

W. H. Say, Pittsburg, March 6, 1905.
Charles F. McLaughlin, Pittsburg, March 6, 1905.
C. L. Wilson, Munhall, March 6, 1905.
H. R. Phillips, Verona, March 6, 1905.
James H. Pitts, Glassport, March 13, 1905.
James M. Corboy, Pittsburg, March 19, 1905.
Edgar M. Moore, Pittsburg, March 19, 1905.

Beaver County.

Charles Frederic Straube, Economy township, March 6, 1905.

Berks County.

J. Victor Grim, Reading, March 6, 1905.
J. Fred Hartgen, Reading, March 13, 1905.

Blair County.

W. J. Hamor, Altoona, April 10, 1905.

Carbon County.

John L. Lewis, Lansford, March 6, 1905.

Clarion County.

S. S. Sigworth, Farmington, March 6, 1905.

Erie County.

Ralph B. Sterrett, Erie, March 6, 1905.
W. P. Gifford, Erie, March 6, 1905.

Fayette County.

Joseph C. Majerchak, Brownsville, March 6, 1905.

Indiana County.

James B. Graham, Buffington township, March 6, 1905.

Jefferson County.

H. B. McCullough, Brockwayville, March 6, 1905.

McKean County.

John P. Mullin, Bradford, March 6, 1905.

Montgomery County.

Miss Marielle R. Rutter, Pottstown, March 6, 1905.

Northampton County.

Ellsworth W. Yale, Alliance, March 6, 1905.

Perry County.

Zachariah E. Rice, Landisburg, March 6, 1905.

Philadelphia County.

J. William Simons, Philadelphia, March 6, 1905.
Lionel Teller Schlesinger, Philadelphia, March 6, 1905.
Horace A. Reeves, Philadelphia, March 6, 1905.
Theodore F. Tomson, Philadelphia, March 6, 1905.
Miss C. A. Wooters, Philadelphia, March 6, 1905.
J. Alfred Coxe, Philadelphia, March 6, 1905.
Francis S. Laws, Philadelphia, March 26, 1905.
Sydney Young, Philadelphia, March 26, 1905.

Wyoming County.

Henry M. Lewis, Tunkhannock, March 6, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Edmiston, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Roberts, Scott, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—35.

NAYS.

None.

Two thirds of all the Senators having voted "aye" the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of Simon Sternberger, of Atlantic City, New Jersey, to be Commissioner of Deeds for the Commonwealth of Pennsylvania for the term of five years, to compute the date hereof."

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Edmiston, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Roberts, Scott, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in his case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 131, entitled "An act giving to all cities in Pennsylvania the right to take lands under the power of eminent domain for the purpose of building sewers, either within or without their corporate limits, and providing a method of compensation."

And said bills having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in his case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 132 (House No. 83), entitled "An act to further amend an act, entitled 'An act relating to marriage licenses, providing for officers herein indicated to issue licenses for parties to marry,' approved the twenty-third day of June, one thousand eight hundred and eighty-five."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in his case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 134 (House No. 56), entitled "An act relating to the institution, prosecution and taxation of costs in criminal cases."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in his case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 135 (House No. 47), entitled "An act making an appropriation for the payment of the deficiency in the maintenance and other expenses of the hatcheries of the Department of Fisheries."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 136 (House No. 13), entitled "An act for the better enforcement of the service of writes of possession in landlord and tenant cases where the premises are forcibly detained by the occupant."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 137, entitled "An act providing that all vacancies in the office of county treasurers in this Commonwealth shall be filled by appointment of the Governor until the next general election."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 138, entitled "An act to provide for a deposit of ten dollars for council fee for each garnishee mentioned in a writ of attachment execution before such writ shall issue."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 139, entitled "An act to further amend section two of an act, entitled 'An act to amend an act, entitled 'An act supplementary to the acts regulating hawkers and peddlers,' approved the sixteenth day of April, Anno Domini one thousand eight hundred and forty,' by providing that citizens of this Commonwealth may, without being licensed, vend and sell by hawking and peddling goods of their own manufacture."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 140 (House No. 61), entitled "An act to provide for State registration of nurses and to establish a State Board of Examiners in connection therewith."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Sproul,

That Senate bill No. 140 (House No. 61), entitled "An act to provide for State registration of nurses and to establish a State Board of Examiners in connection therewith," be recommitted to the Committee on Judiciary Special.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 141, entitled "An act authorizing Mrs. E. L. King, administratrix of the estate of Edgar L. King, deceased, to bring an action in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 142 (House No. 54), entitled "An act making it a misdemeanor for persons to have in their possession certain mechanical devices or tools, commonly called burglars' tools, and prescribing the punishment therefor."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 143, entitled "An act to prevent further contamination and pollution of the waters in this Commonwealth, to diminish that which exists, to authorize the State Board of Health, to enforce the provisions of this act, and to provide penalties and punishments for violations of the same."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Godcharles,

That Senate bill No. 143, entitled "An act to prevent further contamination and pollution of the waters in this Commonwealth, to diminish that which exists, to authorize the State Board of Health to enforce the provisions of this act, and to provide penalties and punishments for violations of the same," be recommitted to the Committee on Public Health and Sanitation,

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 144, entitled "An act to amend sections five and six of an act, entitled 'An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in the cities of the first, second and third classes, with systematic examinations, registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof,' approved the seventh day of June, Anno Domini one thousand eight hundred and ninety-five, by extending the provisions of the said act throughout this Commonwealth, and providing for the payment of the expenses thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Crawford,

That Senate bill No. 144, entitled "An act to amend sections five and six of an act, entitled 'An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in the cities of the first, second and third classes, with systematic examinations, registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof,' approved the seventh day of June, Anno Domini one thousand eight hundred and ninety-five, by extending the provisions thereof," be recommitted to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 145, entitled "An act providing for the annexation of one city in this Commonwealth to another city contiguous thereto and in the same county, division into wards, and providing for the indebtedness of same."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Keyser,

That Senate bill No. 145, entitled "An act providing for the annexation of one city in this Commonwealth to another city contiguous thereto, and in the same county, division into wards, and providing for the indebtedness of same," be recommitted to the Committee on Municipal Affairs,

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 146, entitled "An act authorizing boroughs to require the grading, paving, repaving and repairing of sidewalks and the construction and repairing of curbs and gutters at the edge of sidewalks by the owner or owners of lots fronting thereon, and providing that in case of failure to comply with such requirements the borough may cause the work to be done and collect the cost and charges thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 147, entitled "An act to amend section one article one of an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved May twenty-third, Anno Domini one thousand eight hundred and eighty-nine."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 148, entitled "An act to provide for the protection of the public health by giving and granting to those having charge of the public health and sanitation in cities of the first class of governing the care and control of persons suffering from cholera, yellow fever, typhoid fever, typhus fever, scarlet fever, relapsing fever, smallpox (variola or varioloid), chickenpox (varicella), diphtheria, diphtheretic croup, membraneous croup, cerebro-spinal meningitis, measles, mumps, whooping cough, tuberculosis (in any of its diverse forms), pneumonia, erysipelas, puerperal fever, plague (buobnic), trachoma, leprosy, tetanus, glanders, hydrophobia (rabies), or anthrax; also to make rules and regulations governing the sanitary control and disinfection of premises where persons may be or have been suffering from said diseases and of persons coming in contact therewith, and the burial of persons who may die from any of said diseases; also fixing fines and penalties for the violation thereof and the enforcement of the same."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 149, entitled "An act relating to vaccination in cities of the first class."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 150, entitled "An act giving to the Bureau of Health in cities of the first class, supervision over the sanitary condition of all premises, wagons, carts and receptacles occupied or used for the sale and distribution of milk and its fluid derivatives and the issuing of permits for the sale of the same, and providing for the punishment of any violation thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Stober,

That Senate bill No. 150, entitled "An act giving to the Bureau of Health in cities of the first class supervision over the sanitary condition of all premises, wagons, carts and receptacles occupied or used for the sale and distribution of milk and its fluid derivatives and the issuing of permits for the sale of the same, and providing for the punishment of any violation thereof," be recommitted to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 151, entitled "An act to regulate the vaccination of all employes, attendants, patients and inmates of educational penal, reformatory, charitable, benevolent or eleemosynary institution to which the Commonwealth renders aid by making appropriations of money thereto."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 152, entitled "An act to repeal sections two and three of an act, entitled "An act to prohibit the adulteration of food and providing for the enforcement thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 153, entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale or having in possession with intent to sell as fresh any meat, poultry, game, fish or shellfish which contains any substance or article possessing a preservative or coloring character or action, making the same

a misdemeanor, and to prescribe penalties and punishment for violations and the means and the methods of procedure for the enforcement thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 154, entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner and staff of assistants and defining the powers and duties thereof; authorizing the State Highway Department to co-operate with the several counties and townships and with boroughs in certain instances in the improvement of the public highways and the maintenance of improved highways; providing for the application of counties and townships for State aid in highway improvement and maintenance; providing for the payment of the cost of highway improvements made under the provisions of this act by the State, the counties and the townships, and making an appropriation for this purpose."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 155 (House No. 68), entitled "An act to amend an act, entitled 'An act for the protection of the health of persons addicted to the smoking of cigarettes and imposing a fine for the violation of its provisions,' approved April fourth, Anno Domini one thousand nine hundred and three."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 156, entitled "An act relating to vital statistics in cities of the first class in this Commonwealth, especially concerning births, deaths and marriages, and the recording of the same."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 157, entitled "An act authorizing magistrates and justices of the peace to suspend sentence of any person duly convicted before them of an offense or misdemeanor and to place

such person under the care of a probation officer of the court of quarter sessions of the peace within this Commonwealth."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 158, entitled "An act to provide for the appointment of probation officers by the courts of quarter sessions of the peace within this Commonwealth, and defining the duties and power of such officers."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 159, entitled "An act to classify the school districts of the Commonwealth of Pennsylvania."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 160, entitled "An act to provide for the control, administration and support of the common school in school districts of the first class."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Scott,

That Senate bill No. 160, entitled "An act to provide for the control, administration and support of the common school in school districts of the first class," be recommitted to the Committee on Education.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 161 (House bill No. 84), entitled "An act to amend section eight of an act, entitled 'An act providing for the erection of the Pennsylvania Soldiers' Orphans' Industrial School, the purchase of land and the erection and equipment of the building and lands necessary therefor, making appropriations for such purposes as erection and equipment and the maintenance of the children admitted therein, placing the care of the same in the commission

now known as the Commission of Soldiers' Orphan Schools of the State of Pennsylvania and regulating the admissions to the said Pennsylvania Soldiers' Orphans' Industrial School and the said Soldiers' Orphan Schools,' approved the twenty-seventh day of May, Anno Domini one thousand eight hundred and ninety-three, providing that at the discretion of the said Commission of Soldiers' Orphan Schools pupils may remain at the Soldiers' Orphans' Industrial Schools after attaining the age of sixteen years."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 162 (House No. 15), entitled "An act to amend an act, entitled 'An act to amend the charter of incorporation of the borough of Bristol, granted the fourteenth day of November, Anno Domini one thousand seven hundred and twenty, and the several acts supplementary thereto,' approved the fifteenth day of February, Anno Domini one thousand eight hundred and fifty-one, by striking out the proviso to the tenth section of said act, which limits the amount of the indebtedness of said borough."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 163, entitled "An act enlarging the powers of mutual savings, fund or building and loan associations."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Mr. Crawford, from the Committee on Public Roads and Highways, to which was recommitted a bill, entitled "An act to amend an act, entitled 'An act providing for the permanent improvement of certain public roads or highways in the several counties of this Commonwealth, making such improved roads and highways county roads, authorizing the relocation, opening, straightening, widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary; authorizing the taking of property for such improvement and providing for the compensation therefor and the damage resulting from such taking, providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road, and authorizing the levy of a tax to provide a fund for such purposes,' approved June twenty-sixth, one thousand eight hundred and ninety-five,"

Re-reported bill No. 75 without amendment.

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning, at eleven o'clock.

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TUESDAY, MARCH 7, 1905.

The President in the Chair.

Mr. Stober asked and obtained leave of absence for Mr. Quail for the balance of the week on account of sickness.

Mr. Danner presented a petition of physicians of his district in favor of the passage for the State registration of nurses.

Which was referred to the Committee on Judiciary Special.

He also presented a petition from certain of his constituents in favor of the bill, entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania."

Which were referred to the Committee on Judiciary Special.

He also presented sundry petitions from voters of his district in favor of the passage of a State local option law.

Which were referred to the Committee on Law and Order.

He also presented a petition from the Case Committee of the Charity Society of Easton, Pennsylvania, in favor of the passage of a law providing for a "Parental School."

Which was referred to the Committee on Education.

Messrs. Crawford, Goehring, Wilbert and Woods (Allegheny) presented sundry petitions of citizens of Allegheny county, praying for the passage of Senate bill No. 28.

Which were referred to the Committee on Military Affairs.

Mr. Goehring presented petitions of the faculty and students of Haverford and Ursinus College, in favor of the passage of a bill to regulate and improve the civil service of the Commonwealth.

Which were referred to the Committee on Judiciary General.

Mr. Roberts, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to provide for the adoption and registration of labels, symbols, trade marks or private stamps by any association or union of workingmen, regulating the use of such labels, symbols, trade marks or private stamps; providing penalties for the unlawful use thereof and for counterfeiting or imitating the same, and prohibiting the sale, use or display of such counterfeit labels and the sale, use or display of goods, wares and merchandise to which such counterfeit labels may be affixed.

Reported bill No. 170 without amendment.

Mr. Woods (Westmoreland), from the Committee on Judiciary General, to which was recommitted a bill, entitled "An act relating to the recording of deeds, mortgages and other instruments, providing that the same shall take effect from the time of record, regulating the duties of the Recorder, and repealing inconsistent acts."

Re-reported bill No. 88, with amendment.

Mr. Woods (Allegheny), from the Committee on Education, to which was committed a bill, entitled "An act to amend section one of an act, approved the eleventh day of July, Anno Domini one thousand nine hundred and one, entitled 'An act to provide for the attendance and for reports of attendance of the children in the schools of this Commonwealth,' providing that certificate of age and ability to read and write the English language intelligently be issued only by the Superintendent of Schools in cities and boroughs, and by the secretary of the school board in rural districts,"

Reported bill No. 171 without amendment.

Mr. McPherson, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend section sixteen of an act, approved the thirteenth day of June, one thousand eight hundred and thirty-six, entitled 'An act relating to the support and employment of the poor.'"

Reported bill No. 172 without amendment.

He also, from the Committee on Education, to which was committed a bill, entitled "A further supplement to an act of Assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey any real estate, buildings and property, the title to which shall have been acquired from the trustees of any academy or seminary in the Comonwealth under and by virtue of said acts of Assembly whenever such real estate buildings and poperty shall have become useless to such school district by reason of dilapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and

conveyance, and ratifying and confirming and sales of such property heretofore made on account of and for similar reasons, provided no litigation or question of title now pending and undetermined shall be affected hereby."

Reported Senate bill No 173 (House No. 45), without amendment.

Mr. Brown, from the same committee, to which was committed a bill, entitled "An act to provide a system of humane education to include kind treatment of birds and animals, in the public schools."

Reported Senate bill No. 174 (House No. 111), without amendment.

Mr. Shepard, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

Reported Senate bill No. 175 (House No. 71), without amendment.

Mr. Thomas, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to amend an act, entitled 'An act relating to boarding house keepers and authorizing the attachment of wages of persons indebted for boarding,' approved the eighth day of May, A. D. 1876, so as to permit attachment to issue in the first instance, and defining the proceedings in connection therewith before justices of the peace."

Reported bill No. 176 without amendment.

Mr. Crawford, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to empower the State Forestry Reservation Commission to grant rights for the use of the waters upon the State Forest Reservation lands, and prohibiting grants of the use of waters upon the State Forest Reservation lands in any charter issued to private corporations organized for the purpose of collecting, impounding and selling waters to the citizens of this Commonwealth,"

Reported Senate bill No. 177 (House No. 89), without amendment.

Mr. Heidelbaugh, from the Committee on Education, to which was committed a bill, entitled "An act to amend section thirty-five of an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four."

Reported Senate bill No. 178 (House No. 108), without amendment.

Mr. Scott, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to encourage the preserva-

tion of forests by providing for a rebate of taxes levied upon forested land."

Reported Senate bill No. 179 (House No. 38), without amendment.

Mr. Cumings, from the Committee on Education, to which was committed a bill, entitled "An act to provide for the election of school directors in the several boroughs of this Commonwealth, which are divided into wards, by wards."

Reported bill No. 180 without amendment.

He also, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to amend an act, entitled "An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes, and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the Court of Quarter Sessions and regulating such proceedings,' approved the eleventh day of May, Anno Domini one thousand nine hundred and one, by providing that those townships having a population of at least two hundred and fifty to the square mile shall be townships of the first class,"

Reported Senate bill No. 181 (House No. 113) without amendment.

Mr. Grim from the Committee on Judiciary General to which was recommitted a bill, entitled "An act authorizing the Governor of this Commonwealth to appoint one-half the number of the board of directors of trustees in all institutions receiving State aid for maintenance or other purposes except in certain cases."

Re-reported bill No. 133 with amendment .

Mr. Roberts, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to provide for the appointment of a statute clerk in the office of the Secretary of the Commonwealth, defining his duties and fixing his salary."

Reported bill No. 182 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act relating to insolvency termination of trusts or assignments for the benefit of creditors."

Reported bill No. 183 with amendment.

Mr. Fox, from the same committee, to which was committed a bill, entitled "An act to authorize the appointment of a clerk or deputy by the prothonotary of the Supreme Court, Middle District, and Su-

perior Court, Harrisburg District, and fixing the salary of the said clerk or deputy which shall be paid by the State."

Reported bill No. 184 without amendment.

Mr. Keyser, from the same committee, to which was committed a bill, entitled "A supplement to an act, entitled 'An act relating to the granting of letters of administration upon the estates of persons presumed to be dead by reason of long absence from their former domicile,' approved June 24th, 1885, providing for the probate of a will of a person whose death by presumption has been established and for the attachment of such will to letters of administration granted in the case."

Reported bill No. 185 without amendment.

Mr. Sisson, from the Committee on Public Light, Heat and Water, to which was committed a bill, entitled "A supplement to an act, entitled 'A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini, eighteen hundred and seventy-four, further amending the twelfth section thereof so as to permit corporations organized thereunder either for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light to purchase bonds or stock of other corporations of the same character or to guarantee the payment of interests and principal of such bonds or either principal or interest or to lease and operate corporate property,' approved the twenty-sixth day of June, eighteen hundred and ninety-five, correcting errors therein and validating all acts done in pursuance thereof."

Reported Senate bill No. 186 (House No. 106), with amendment.

By request, Mr. White read in his place and presented to the Chair, a bill, entitled "An act to amend section one of an act, entitled 'An act requiring recorders of deeds to prepare and keep in their respective offices general direct and adsectum indexes of deeds and mortgages recorded therein, prescribing the duty of said recorders declaring that the entries in said general indexes shall be notice to all persons,' approved the eighteenth day of March, Anno Domini, eighteen hundred and seventy-five, designating the indexes to be prepared and kept by the recorder for the indexing of deeds and mortgages."

Which was committed to the Committee on Judiciary General.

Mr. Stober read in his place and presented to the Chair a bill, entled "An act making an appropriation for the erection of a suitable monument to the memory of Brevet Major General John W. Geary."

Which was committed to the Committee on Appropriations.

Mr. Vare read in his place and presented to the Chair a bill, entitled "An act to provide for the qualification of road jurors and viewers, in all proceedings for the laying out of roads and highway and for the assessment of damages of benefits arising out of tl

opening, widening, narrowing, vacating or changing of grade of streets, roads and highways; the construction of bridges, sewers, abutments and embankments, and the laying of water pipes; the condemnation of property for park purposes, reservoirs, school houses, police and fire patrol houses, or other public purposes; construction of elevated railroads, steam railroads, subways and pipelines, and for all purposes for which jurors or viewers are appointed by the courts to ascertain the damages or benefits caused by the exercise of the power of eminent domain."

Which was committed to the Committee on Public Roads and Highways.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act authorizing overseers and directors of the poor or the officers having charge of the poor of any county to provide at the charge of the county such surgical and medical care and treatment as may be available in institutions under their control by surgeons, physicians and nurses and at other hospital places as may be selected by such officers."

Which was committed to the Committee on Judiciary Special.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act to authorize manufacturing corporations to deal in goods, wares and materials manufactured by others."

Which was committed to the Committee on Judiciary Special.

He also read in his place and presented to the Chair a bill, entitled "An act creating and defining the offence of unlawful expectoration by persons in or upon the footway or sidewalks of any street, avenue, alley, park, public square or place of any municipality of this Commonwealth, or in or upon the floors of any railroad car, passenger or street railway car, propelled by electricity, steam, horses, or other motive power, inclined plane car, omnibus, or stage coach or other vehicle for the conveyance of passengers by land within this Commonwealth, or upon the floors of theatres, railroad stations or other public eating places in the Commonwealth, and fixing the penalty for the commission of such offence."

Which was committed to the Committee on Public Health and Sanitation.

Mr. McNees, by request, read in his place and presented to the Chair a bill, entitled "An act relating to the operation of the several statutes of limitations in suits, actions of proceedings, against the person or estate of any person, who has not had or maintained an actual residence within this State, during the running of any period of limitation prescribed in such statutes."

Which was committed to the Committee on Judiciary General.

Mr. Edmiston read in his place and presented to the Chair a bill, entitled "An act provising that all anthracite coal sold in the Commonwealth of Pennsylvania shall contain at least ninety-five per

centum of pure coal and making any person, firm or corporation or the agent or agents of any person, firm or corporation mining anthracite coal liable to a penalty for a violation of its provisions, nad providing how such penalty shall be collected.'

Which was committed to the Committee on Judiciary General.

Mr. Roberts read in his place and presented to the Chair a bill, entitled "An act for the purpose of securing better police protection for the rural districts of this Commonwealth, the creation and incorporation of police districts, and the establishment of rural police."

Which was committed to the Committee on Judiciary General.

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act providing for the removal of the penitentiary for the Eastern District of Pennsylvania from its present location, the selection of a site and erection thereon of a building or buildings of larger capacity, and making an appropriation therefor."

Which was committed to the Committee on Appropriations.

By request of Mr. McNichol he also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Academy of Natural Sciences of Philadelphia."

Which was committed to the Committee on Appropriations.

Mr. Miller read in his place and presented to the Chair a bill, entitled "An act to regulate the service of of warrants in criminal cases in this Commonwealth by deputy constables, and providing a penalty for a breach thereof.

Whicch was committed to the Committee on Judiciary Special.

The President pro tempore announced the appointment of the Senator from Erie, Mr. Sisson, and the Senator from Lehigh, Mr. Dewalt, as members of the commission to co-operate with the authorities of the State of New Jersey in regard to the propagation of fish and the adoption of concurrent laws relevant thereto.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 68, entitled "An act to empower cities of this Commonwealth owning and operating water works systems and having supply mains passing through or reaching any township, borough or suburban territory within this Commonwealth to sell water to such incorporated district and to any water company or companies chartered to do business in any such (suburban) territory."

And said bill having been read at length the third time, and agreed to,

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Edmiston, Fox, Gerberich, Godcharles, Gransback, Grim, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Scott, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland)—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Repsentatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 131, entitled "An act giving to all cities in Pennsylvania the right to take lands under the power of eminent domain for the purpose of building sewers either within or without their corporate limits, and providing a method of compensation."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Danner, Edmiston, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 132 (House No. 83), entitled "An act to further amend an act, entitled 'An act relating to marriage licenses, providing for officers herein indicated to issue licenses for parties to marry,' approved the twenty-third day of June, one thousand eight hundred and eighty-five."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 134 (House No. 56), entitled "An act relating to the institution, prosecution and taxation of costs in criminal cases."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Edmiston, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zerr—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 135 (House No. 47), entitled "An act making an appropriation for the payment of the deficiency in the maintenance and other expenses of the hatcheries of the Department of Fisheries."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, out amendment.

A motion was made by Mr. Herbst,

That the Senate do advise and consent to the nomination of Rocca A. Frasso, of Reading, Berks county, Pennsylvania, to be a notary public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date of confirmation."

Agreeably to the Executive message presented on January sixteenth last,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Edmiston, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The title of the following bill, which has passed both houses of the General Assembly, having been publicly read immediately before signing, the President, in presence of the Senate, signed the same, viz:

"An act permitting children residing in school districts in which no public high school is maintained to attend a high school in some other district located near their homes and providing for the payment of cost of tuition and school books."

The Clerk of the House being introduced, presented the following extract from the Journal of the House, which was read as follows, viz:

In the House of Representatives, March 6, 1905.

CONCURRENT RESOLUTION.

For the Printing of Information and Statistics Relative to Capital Punishment.

Whereas, A bill for the abrogation of capital punishment in Pennsylvania is now pending before the General Assembly; and

Whereas, the question is one of momentous importance and devolves upon this Assembly the grave responsibility of meeting it in

the manner most beneficial to the safety and well-being of the State; and

Wheras, It will be a great help to a proper and comprehensive consideration of the question to have before us what has been done in our own State, what has been done in our sister States and in other countries, with statistics, together with the opinions of the most eminent writers on the subject; therefore be it

Resolved (if the Senate concur) That there be printed for the use of the Senate and House of Representatives one thousand copies of a pamphlet containing the following:

"The Report of the Majority and Minority of the Select Committee of the House Relative to the Abrogation of Capital Punishment," 1846,

Pamphlet containing matter and statistics used before the Massachusetts Legislature when a similar bill was pending in 1899.

"A study of Capital Punishment," Canadian Law Journal, Vol.3, page 515.

"The Next Step in the Evolution of Punishment," 27 New Jersey Law Journal, page

"Can Capital Punishment be Longer Justified," 10 Criminal Law Magazine.

Together with any statistics or arguments for or against the abrogation of capital punishment suggested by any member of the Senate or House of Represetatives.

The foregoing preamble and resolution having been read,

On the question,

Will the Senate concur in the same?

A motion was made by Mr. Keyser.

That said resolution be referred to the Committee on Public Printing.

He also presented for concurrence bills numbered and entitled as follows, viz:

House No. 95 "An act to repeal an act, entitled "An act to incorporate the Coatesville, Mortonville and Doe Run Plank Road Company and relative to the repair of public roads in Birmingham township, Delaware county, and relative to the Darby and Upper Darby Plank Road Company," approved the twenty-sixth day of March, Anno Domini, one thousand eight hundred and fifty-three."

Which was committed to the Committee on Public Roads and Highways.

House No. 97, "An act amending the act of April 4, one thousand eight hundred and thirty-one, 'to provide for the employment and support of the poor in the county of Schuylkill,' and creating the office of the 'directors of the poor and of the house of employment for the county of Schuylkill,' by creating a board of trustees to govern the house for the employment and support of the poor in the county of Schuylkill and conferring power upon the Governor of the

Commonwealth to appoint and remove the same and to provide a system for the better management and regulation of the house for the employment and support of the poor for said county and to abolish the office of 'the directors of the poor and of the house of employment for the county of Schuylkill,' and to repeal parts of the act of April 4, one thousand eight hundred and thirty-one, in conflict with said amendment."

Which was committed to the Committee on Judiciary Special.

House No. 110, "An act granting an annuity to J. H. Pershing."

Which was committed to the Committee on Appropriations.

House No. 112, "An act to establish a Dental Council and a State Board of Dental Examiners to provide for the examination and licensing of practitioners of dentistry and to further regulate the practice of dentistry providing for payment and disposition of fees and fines to prohibit the practice of dentistry by unlicensed persons and fixing punishment for its violation."

Which was committed to the Committee on Public Health and Sanitation.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No 75, entitled "An act to amend an act, entitled 'An act providing for the permanent improvement of certain public roads or highways in the several counties of this Commonwealth making such improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any such road as may thereby become unnecessary authorizing the taking of property for such improvement and providing for the compensation therefor and the damage resulting from such taking providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road and authorizing the levy of a tax to provide a fund for such purpose,' approved June twenty-sixth, one thousand eight hundred and ninety-five."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 79 (House No. 7), entitled "An act to enable town-

ships of the Commonwealth which have heretofor been declared townships of the first class and which no longer have a population such as is required by law to again become townships of the second class."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 100, entitled "An act fixing the time when school taxes shall be levied by school boards of the several school districts in cities of the third class."

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 136 (House No. 13), entitled "An act for the better enforcement of the service of writs of possession in landlord and tenant cases where the premises are forcibly detained by the occupant."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 137, entitled "An act providing that all vacancies in the office of county treasurers in this Commonwealth shall be filled by appointment of the Governor until the next general election."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 138, entitled "An act to provide for a deposit of ten dollars for council fee for each garnishee mentioned in a writ of attachment execution before such writ shall issue."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 139, entitled "An act to further amend section two of an act, entitled 'An act to amend an act, entitled 'An act supplementary to the acts regulating hawkers and peddlers' approved the sixteenth day of April, Anno Domini, one thousand eight hundred and forty,' by providing that citizens of this Commonwealth may without being licensed vend and sell by hawking and peddling goods of their own manufacture."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 141, entitled "An act authorizing Mrs. E. L. King, administratrix of the estate of Edgar L. King, deceased, to bring an action in the court of common pleas of Dauphin county, against the Commonwealth of Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 142 (House No. 54), entitled "An act making it a misdemeanor for persons to have in their possession certain mechanical devices or tools commonly called burglars' tools and prescribing the punishment therefor."

On the question,

Will the Senate agree to the first and only section of the bill?

A motion was made by Mr. White.

To amend the cause by striking out the word "adapted" in line seven.

Which was agreed to.

The section as amended was then agreed to.

The title was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill 146, entitled "An act authorizing boroughs to require the grading, paving, re-paving and repairing of sidewalks and the construction and repairing of curbs and gutters at the edge of sidewalks by the owner or owners of lots fronting thereon and providing that in case of failure to comply with such requirements the borough may cause the work to be done and collect the cost and charges thereof."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 147, entitled "An act to amend section one article one of an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved May twenty-third, Anno Domini, one thousand eight hundred and eighty-nine."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 148, entitled "An act to provide for the protection of the public health by giving and granting to those having charge of the public health and sanitation in cities of the first class of this Commonwealth, full power to make rules and regulations governing the care and control of persons suffering from cholera, yellow fever, typhoid fever, typhus fever, scarlet fever, relapsing fever, small pox (variola or varioloid), chickenpox (varicella), diphtheria, diphtheretic croup, membraneous croup, cerebro-spinal meningitis, measles, mumps, whooping cough, tuberculosis (in any of its diverse forms), pneumonia, erysipelas, puerperal fever, plague (bubonic), trachoma, leprosy, tetanus, glanders, hydrophobia (rabies), or anthrax, also to make rules and regulations governing the sanitary control and disinfection of premises where persons may be or have been suffering from said diseases and of persons coming in contact therewith and the burial of persons who may die from any of said diseases, also fixing fines and penalties for the violation therof and the enforcement of the same."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 149, entitled "An act relating to vaccination in cities of the first class."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 151, entitled "An act to regulate the vaccination of all employes, attendants, patients and inmates of educational penal reformatory, charitable, benevolent or elemosynary institutions to which the Commonwealth renders aid by making appropriations of money thereto."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 152, entitled "An act to repeal sections two and three of an act, entitled 'An act to prohibit the adulteration of food and providing for the enforcement therof."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 153, entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell as fresh any meat, poultry, game, fish or shell fish, which contains any substance or article possessing a preservvative or coloring character or action, making the same a misdemeanor and to prescribe penalties and punishment for violations and the means and the methods of procedure for the enforcement thereof."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 154, entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner and staff of assistants and defining the powers and duties therof, authorizing the State Highway Department to co-operate with the several counties and townships and with boroughs in certain instances in the improvement of the public highways and the maintenance of improved highways providing for the application of counties and townships for State aid in highway improvement and maintenance providing for the payment of the cost of highway improvements made under the provisions of this act by the State, the counties and the townships, and making an appropriation for this purpose."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 155 (House No. 68), entitled "An act to amend an act, entitled 'An act for the protection of the health of persons addicted to the smoking of cigarettes and imposing a fine for the violation of its provisions,' approved April fourth, Anno Domini, one thousand nine hundred and three."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 156, entitled "An act relating to vital statistics in cities of the first class in this Commonwealth especially concerning births, deaths and marriages and the recording of the same."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 157, entitled "An act authorizing magistrates and justices of the peace to suspend sentence of any person duly convicted before them of an offence or misdemeanor and to place such person under the care of a probation officer of the court of quarter sessions of the peace within this Commonwealth."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 158, entitled "An act to porvide for the appointment of probation officers by the courts of quarter sessions of the peace within this Commonwealth and defining the duties and power of such officers."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 159, entitled "An act to classify the school districts of the Commonwealth of Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 161 (House No. 84),, entitled "An act to amend section eight of an act, entitled 'An act providing for the erection of the Pennsylvania Soldiers Orphans' Industrial School, the purchase of land and the erection and equipment of the building and buildings necessary therefor, making appropriations for such purposes as erecing and equipment and the maintenance of the children admitted therein, placing the care of the same in the Commission now known as the Commission of Soldiers' Orphan Schools of the State of Pennsylvania, and regulating the admissions to the said Pennsylvania Soldiers' Orphans' Industrial School and the said Soldiers' Orphan Schools,' approved the twenty-seventh day of May, Anno Domini, one thousand eight hundred and ninety-three,' providing that at the discretion of the said Commission of Soldiers' Orphan Schools pupils may remain at the Soldiers' Orphans' Industrial Schools after attaining the age of sixteen years."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 162 (House No. 15), entitled "An act to amend an act, entitled 'An act to amend the charter of incorporation of the borough of Bristol, granted the fourth day of November, Anno Domini, one thousand seven hundred and twenty, and the several acts supplementary thereto,' approved the fifteenth day of February, Anno Dom-

ini, one thousand eight hundred and fifty-one, by striking out the proviso to the tenth section of said act, which limits the amount of the indebtedness of said borough."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Brown,

That Senate bill No. 163, entitled "An act enlarging the powers of mutual savings fund or building and loan associations,"

Be re-committed to the Committee on Insurance,

Which was agreed to,

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate bill No. 164 (House No. 87), entitled "An act to amend an act, entitled 'An act ceding concurrent jurisdiction of this State over certain lands owned or hereafter acquired by the United States,' approved the thirteenth day of June, one thousand eight hundred and eighty-three."

And said bill having been read at length the first time,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 165 (House No. 99), entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of act of April 26th, one thousand eight hundred and fifty-five, validating the same for the period of two years and authorizing amendments to said charters containing the provisions of said section seven of act of twenty-sixth April, one thousand eight hundred and fifty-five,"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Danner,

That Senate bill No. 165 (House No. 99), entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of act twenty-sixth of April, one thousand eight hundred and fifty-five, validating the same for the period of two years and authorizing amendments to said charters containing the provisions of said section seven of act twenty-sixth April, one thousand eight hundred and fifty-five,"

Be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 166, entitled "A supplement to an act, entitled 'An act relating to automobiles or motor vehicles, providing for the registration thereof, regulating the speed limit upon the public highways within this Commonwealth, providing for the licensing of the operators thereof and fixing the amount of license, regulating the serving of proceedings in actions of damage arising therefrom and prescribing the penalties for the violation of the provisions of the same,' approved April twenty-third, one thousand nine hundred and three,"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Brown,

That Senate bill No. 166, entitled "A supplement to an act, entitled 'An act relating to automobiles or motor vehicles, providing for the registration thereof, regulating the speed limit upon the public highways within this Commonwealth, providing for the licensing of the operators thereof and fixing the amount of license, regulating the serving of proceedings in actions of damage arising therefrom and prescribing the penalties for the violation of the provisions of the same,' approved April twenty-third, one thousand nine hundred and three,"

Be re-committed to the Committee on Judiciary General,

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 167 (House No. 10), entitled "An act amending section nine of an act approved May fifth one thousand eight hundred and ninety-nine, entitled 'An act supplementing and amending an act, entitled 'An act to establish a intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments' approved June twenty-fourth, Anno Domini, one thousand eight hundred and ninety-five,"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 168, entitled "An act to extend the statute of limitation to debts or demands arising or falling due to the estate of a decedent after the death of such decedent."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 169, entitled "An act authorizing W. C. Wolfe, a citizen of Cambria county, Pennsylvania, to bring suit in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania,"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Stober,

That the Senate do now adjourn,

Which was agreed to.

Whereupon,

The President adjourned the Senate until tomorrow morning at eleven o'clock.

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WEDNESDAY, March 8, 1905.

The President pro tempore in the chair.

Mr. Godcharles asked and obtbained leave of absence for Mr. McPherson for today.

Mr. Woods (Allegheny) asked and obtained leave of absence for Mr. Goehring for today.

Mr. Hill asked and obtained leave of absence for Mr. Zern for today.

On motion of Mr. Scott,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That when the Senate adjourns today it be to meet on Monday, March 13th, 1905, at 9 o'clock P. M.

Ordered, That the clerk present the same to the House of Representatives for concurrence.

Mr. Cumings presented petitions of citizens of Warren county, praying for the passage of Senate bill No. 28.

Which was referred to the Committee on Military Affairs.

Mr. Catlin presented a petition of citizens of Luzerne county, praying for the passage of Senate bill No. 28.

Which was referred to the Committee on Military Affairs.

Mr. Woods (Allegheny), presented sundry petitions of citizens of Allegheny county, praying for the passage of Senate bill No. 28.

Which was referred to the Committee on Military Affairs.

Mr. White presented a petition of the United Presbyterian Congregation of West Middletown, Pa., praying for the passage of a State Local Option Law.

Which was referred to the Committee on Law and Order.

Mr. Gerberich, from the Committee on Game and Fish, to which was re-committed a bill, entitled "An act to classify the species of fish in such parts of boundary lakes of more than five thousand acres as this Commonwealth has jurisdiction over and in waters on any peninsula or any bay adjacent to or connected with such lakes to declare which fish are game fish, which fish are food fish, minor food fish and minnows or bait fish to protect and provide for the maintenance and increase of fish in such lakes to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes and to provide penalties and punishments for any violation of any of the provisions of this act and to repeal all acts inconsistent herewith."

Re-reported bill No. 105 without amendment.

Mr. Fox, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to increase the salary of the Dairy and Food Commissioner of this Commonwealth."

Reported bill No. 187 without amendment.

Mr. Sisson, from the same Committee, to which was committed a bill, entitled "An act to amend section one of an act, entitled 'An act requiring recorders of deeds to prepare and keep in their respective offices general direct and adsectum indexes of deeds and mortgages recorded therein, prescribing the duty of said recorders declaring that the entries in said general indexes shall be notice to all persons,' approved the eighteenth day of March, one thousand eight hundred and seventy-five, designating the indexes to be prepared and kept by the recorder for the indexing of deeds and mortgages."

Reported bill No. 188 with amendment.

Mr. Watson, from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act authorizing the municipalities

of the Commonwealth to vacate in whole or in part all streets, lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation."

Reported Senate bill No. 189 (House No. 126), without amendment.

Mr. Stoker, from the Committee on Public Health and Sanitation, to which was recommitted a bill, entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini, one thousand eight hundred and eighty-seven, requiring that on and after January first, one thousand nine hundred and six all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act shall be graduates of a reputable college of pharmacy."

Re-reported bill No. 73 with amendment.

Mr. Godcharles, form the Committee on Public Roads and Highways, to which was committed a bill, entitled "An act to provide for the qualification of road jurors and viewers, in all proceedings for the laying out of roads and highways, and for the assessment of damages and benefits, arising out of the opening, widening, narrowing, vacating or changing of grade of streets, roads and highways; the construction of bridges, sewers, abutments and embankments, and the laying of water pipes; the condemnation of property for park purposes, reservoirs, schoolhouses, police and fire patrol houses, or other public purposes; construction of elevated railroads, steam railroads, subways and pipe lines, and for all purposes for which jurors or viewers are appointed by the courts to ascertain the damages or benefits caused by the exercise of the power of eminent domain."

Reported bill No. 190 without amendment.

Mr. Calpin, from the Committee on Banks and Building and Loan Associations, to which was re-commiitted a bill, entitled "An act to amend section three of an act, entitled 'An act relating to mutual savings fund building and loan associations regulating the mode of charging premiums bonus or interest in advance of wiithdrawals of repayment and collection of loans, also restricting the power to levy excessive fines and defining the rights and liabilities of married women stockholders and prescribing the non-application to these associations of the bonus tax and registry laws for corporations,' approved April tenth, one thousand eight hundred and seventy-nine"

Re-reported bill No. 20 without amendment.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to provide for the licensing by the Department of Public Health and Charities in cities of the first class of any person other than an institution duly incorporated for the purpose who

takes into custody for hire or reward a child or children under the age of three years, empowering the said Department to provide regulation and inspection for the same and imposing a penalty."

Which was committed to the Committee on Public Health and Sanitation.

He also read in his place and presented to the Chair a bill, entitled "An act authorizing railroad companies of this Commonwealth, in order to secure an adequate supply of water for their corporate purposes, to acquire, hold, dispose of, and guarantee the stock and securities of water companies."

Which was committed to the Committee on Railroads.

He also read in his place and presented to the Chair a bill, entitled "An act to empower railroad companies to change the location and grade, or either, of bridges and their approaches belonging to bridge corporations, to accommodate the location and construction of their railroad or the changing, relocating, widening, straightening, or improvement thereof."

Which was committed to the Committee on Railroads.

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "An act to repeal an act, entitled 'An act in relation to legal printing in the county of Lycoming,' passed the tenth day of April, one thousand eight hundred and seventy-three."

Which was committed to the Committee on Judiciary Special.

Mr. Wilbert read in his place and presented to the Chair a bill, entitled "An act to amend an act, entitled 'An act to amend section first of the Act of Assembly approved the sixteenth day of June, Anno Domini, one thousand eight hundred and ninety-one,' entitled 'An act to amend an act to fix annual salaries to be paid county officers in counties containing over five hundred thousand inhabitants,' being a supplement to an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, entitled 'An act to carry into effect section five of article fourteen of the Constitution, relative to salaries of county officers, and the payment of fees received by them into the State or county treasury, in counties containing over one hundred and fifty thousand inhabitants, by a further classification of counties containing over five hundred thousand inhabitants, and fixing the compensation of county officers therein,' and repealing all acts or parts of acts inconsistent herewith, approved the twenty-first day of March, Anno Domini, one thousand eight hundred and ninety-one, fixing the salaries to be paid to the jail physicians and the county jailer in counties containing over five hundred thousand, and less than eight hundred thousand inhabitants."

Which was committed to the Committee on Judiciary General.

Mr. Manbeck read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Lewistown Hospital of Lewistown."

Which was committed to the Committee on Appropriiations.

Mr. Freeland read in his place and presented to the Chair a bill, entitled "An act providing that it shall not be necessary that deeds and conveyances shall contain words of inheritance or of perpetuity in order to convey the whole estate of the grantor or grantee in the premises conveyed."

Which was committed to the Committee on Judiciary General.

By request of Mr. Danner,

Mr. Dewalt read in his place and presented to the Chair a bill, entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of the act of April 26th, 1855, validating the same for the period of two years, and authorizing amendments to said charters containing the provisions of said section seven of the act of 26th April, 1855, and of the act of 2d June, 1887."

Which was committed to the Committee on Judiciary General.

By request,

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act to prohibit the adulteration of milk and cream, and providing the method of procedure for the enforcement thereof."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act permitting any child residing in any school district of this Commonwealth to attend a high school in any adjoining district, and providing for the payment of the costs of tuition and school books."

Which was committed to the Committee on Education.

Mr. Brown read in his place and presented to the Chair a bill, entitled "A further supplement to an act, entitled 'An act to reform the penal laws of this Commonwealth,' approved April 23d, A. D. 1829."

Which was committed to the Committee on Judiciary General.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 75, entitled "An act to amend an act, entitled 'An act providing for the permanent improvement of several counties of this Commonwealth, making such improved roads and highways county roads, authorizing the relocation, opening, straightening, widening, extension and alteration of the same and the vacation of so much of any such road as may thereby become unnecessary, authorizing the taking of property for such improvement and providing for the compensation therefor and the damage resulting from such taking, providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and

maintaining said road and authorizing the levy of a tax to provide a fund for such purpose,' approved June twenty-sixth, one thousand eight hundred and ninety-five."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Dewalt, Fox, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Miller, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 79 (House No. 7), entitled "An act to enable townships of the Commonwealth which have heretofore been declared townships of the first class, and which no longer have a population such as is required by law (of at least three hundred to the square mile) to again become townships of the second class."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh,

Herbst, Hill, Keyser, Manbeck, McNees, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), and Sproul, President pro tempore—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 100, entitled "An act fixing the time when school taxes shall be levied by school boards of the several school districts in cities of the third class."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Cumings, Fox, Freeland, Gerberich, Godcharles, Gransback, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, and Sproul, President pro tempore—27.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 115, entitled "An act to regulate the practice of and licensing of osteopaths in the State of Pennsylvania, the establishment of a board of osteopathic examiners, representing the Pennsylvania Osteopathic Association, and providing for the punishment of persons violating the provisions of this act.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Fox asked and obtained unanimous consent to amend the same by adding to the end of section four the following:

"Provided, however, that nothing contained in this act shall be construed to affect the right to practice osteopathy on the part of any one who was actively engaged in the practice of the same prior to July first, 1904."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

A motion was made by Mr. Cumings,

That Senate bill No. 136 (House No. 13), entitled "An act for the better enforcement of the service of writs of possession in landlord and tenant cases where the premises are forcibly detained by the occupant," be recommitted to the Committee on Judiciary General.

Which was agreed to.

On motion of Mr. Roberts,

The Senate proceeded to the third reading and consideration of Senate bill No. 154, entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner and staff of assistants, and defining the powers and duties thereof; authorizing the State Highway Department to co-operate with the several counties and townships, and with boroughs in certain instances in the improvement of the public highways and the maintenance of improved highways; providing for the application of counties and townships for State aid in highway improvement and maintenance; providing for the payment of the cost of highway improvements made under the provisions of this act by the State, the counties and the townships, and making an appropriation for this purpose."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Roberts, Scott,

Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), and Sproul, President pro tempore—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 137, entitled "An act providing that all vacancies in the office of county treasurers in this Commonwealth shall be filled by appointment of the Governor until the next general election."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fox, Gerberich, Godcharles, Gransback, Heidelbaugh, Irvin, Keyser, Manbeck, McNees, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), and Sproul, President pro tempore—27.

NAYS.

Messrs. Grim and Herbst—2.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 138, entitled "An act to provide for a deposit of ten dollars for counsel fee for each garnishee mentioned in a writ of attachment execution before such writ shall issue."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Gerberich, Godcharles, Gransback, Grim, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—27.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 139, entitled "An act to further amend section two of an act, entitled 'An act to amend an act, entitled 'An act supplementary to the acts regulating hawkers and peddlers,' approved the sixteenth day of April, Anno Domini one thousand eight hundred and forty,' by providing that citizens of this Commonwealth may, without being licensed, vend and sell by hawking and peddling goods of their own manufacture."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fox, Freeland, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 141, entitled "An act authorizing Mrs. E. L. King, administratrix of the estate of Edgar L. King, deceased, to bring an action in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fox, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 142 (Senate No. 54), entitled "An act making it a misdemeanor for persons to have in their possession certain mechanical devices or tools, commonly called burglars' tools, and prescribing punishment therefor."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same, with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 147, entitled "An act to amend section one article one of an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved May twenty-third, Anno Domini one thousand eight hundred and eighty-nine."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Cumings, Fox, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—30.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 8, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Philip Schwartz, to be Justice of the Peace in and for the borough of Old Forge, County of Lackawanna, to serve until the first Monday in May, 1905.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 8, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons, to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Martin P. Schrankle, Pittsburg, March 8, 1905.
John L. Ralph, Pittsburg, March 8, 1905.
W. A. Larimer, Pittsburg, March 8, 1905.
Percy C. Smith, Pittsburg, March 11, 1905.

Berks County.

Henry S. Craumer, Reading, March 8, 1905.

Blair County.

Clyde E. Brown, Altoona, March 11, 1905.

Butler County.

J. W. Cashdollar, Adams township, March 8, 1905.

Cambria County.

James P. Conley, Cresson township, March 8, 1905.

John F. Bradley, Gallitzin, March 8, 1905.
I. E. Roberts, Johnstown, March 27, 1905.

Clearfield County.

Miss Jet Kearns, DuBois, March 8, 1905.

Delaware County.

John M. Broomall, Media, March 8, 1905.

Lancaster County.

G. S. Royer, Ephrata, March 20, 1905.

Lehigh County.

John W. Sepp, Allentown, March 15, 1905.

Lycoming County.

E. Carter Edwards, Williamsport, March 8, 1905.

Mercer County.

Philip J. Bartleson, Sharpsville, March 8, 1905.

Philadelphia County.

Henry S. Borneman, Philadelphia, March 8, 1905.
William J. Skeen, Philadelphia, March 8, 1905.
Milton Wolf, Philadelphia, March 8, 1905.
James D. Stafford, Philadelphia, March 8, 1905.

Washington County.

T. H. Sutherland, Washington, March 8, 1905.
D. M. Pry, Washington, March 8, 1905.

Laid on the table.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 3, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I return herewith, without approval, Senate bill No. 1, entitled "A Joint Resolution to provide for the participation of the State of Pennsylvania in the Lewis and Clark Centennial Exposition, to be held in the city of Portland, Oregon, in the year one thousand nine hundred and five, in commemoration of the one hundredth anniversary of the exploration of the Oregon country, by an expedition planned by President Jefferson and commanded by Captain Merriwether Lewis and William Clark, and providing for the

appointment of a Commission and making an appropriation to defray the expenses of the same."

While this bill has apparently the form of a joint resolution, it is certified to me as Senate bill No. 1, and, therefore, some difficulty arises as to what should be its proper designation. The resolution directs that a commission of seventeen members be created to make the necessary arrangements for a proper representation of this Commonwalth at the exposition to celebrate the one hundredth anniversary of the exploration of the Oregon country. It further provides that the commission shall be constituted as follows: "The Governor, Lieutenant Governor of the State; the present President pro tempore of the Senate, and he shall appoint three members of the Senate; the Speaker of the House of Representatives, and he shall appoint five members of the House of Representatives; and five persons to be appointed by the Governor of the Commonwealth, of which the Governor shall be President." The object sought to be accomplished is one entirely commendable, and, if there were no other objection to the resolution, it might well be approved. The resolution, however, raises a question of much more importance than the immediate object to be accomplished, for the reason that it affects the fundamental principles of the government of the Commonwealth. Article IV, Section 2 of the Constitution provides: "The supreme executive power shall be vested in the Governor, who shall take care that the laws be faithfully executed. "Article II Section one of the same instrument provides: "The legislative power of this Commonwealth shall be vested in a General Assembly, which shall consist of a Senate and a House of Representatives." There is nothing in the Constitution anywhere which indicates a purpose to give executive power of any kind to the General Assembly. No doubt the framers of the Constitution found their reason for these two provisions in the experience of governments in the past, which has seemed to have taught that executive action is weakened when vested in large bodies, and that a concentration of executive authority is of value to the community. However this may be, the Constitution has so directed, and it is the duty of the Assembly, as well as the Governor, to obey this fundamental law. To make the arrangements for such an exposition as that proposed would appear to be purely executive work. If the resolution had provided that a majority of the commission should be appointed by the Governor, the difficulty might have been overlooked, but since twelve out of the seventeen of the members are appointed in other ways, it would seem to deprive him of that executive authority which is imposed upon him by the Constitution. The difficulty is increased and exaggerated by making the Governor the President of the commission. Under the terms of the resolution he would be placed in a position of the most difficult and trying character—that of being ostensibly the head of a movement, and responsible for its results, without having any real power of direction. The effect of this embarrassing attitude has probably not been foreseen by the Senate and House. If it should be thought wise for the General Assembly to assume executive control, it would be far better for them to appoint the entire commission, omitting the Governor, as in that event the responsibility would be placed where the power is exercised. There are other objections to the proposed course. When the Gove

appoints, he has the power of removal, and in the event that any of the appointees should prove to be incompetent or unworthy, changes may be made. Appointments by the Senate and House are not subject to such supervision for the reason that the Legislature only convenes once in two years. The resolution provides that the present President pro tempore of the Senate "shall appoint three members of the Senate," inferentially to be members of the commission. In the event of his death, resignation, or the selection by the Senate of another presiding officer, there would be no one to appoint these three members, and after they shall have been appointed there would be no one to exercise any supervision, should a mistake have been made. Since this exposition is to be held on the Pacific Coast, at a distance of some thousands of miles, a comparatively small commission would seem to be desirable.

I return this resolution with my objections with the utmost promptness, in order that they may be duly considered and participation in the exposition may not be delayed.

For the reasons above set forth, the Joint Resolution, or Senate bill No. 1 is not approved.

SAM'L W. PENNYPACKER.

The foregoing message having been read,

And the question being,

Shall the bill pass, the objections of His Excellency, the Governor, to the contrary notwithstanding?

A motion was made by Mr. Scott,

That the question, together with the further consideration of said message, be postponed for the present.

Which was agreed to.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of Philip Schwartz to be Justice of the Peace in and for the borough of Old Forge, County of Lackawanna, to serve until the first Monday in May, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—34.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomiation of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Martin P. Schrankle, Pittsburg, March 8, 1905.
John L. Ralph, Pittsburg, March 8, 1905.
W. A. Larimer, Pittsburg, March 8, 1905.
Percy C. Smith, Pittsburg, March 11, 1905.

Berks County.

Henry S. Cranmer, Reading, March 8, 1905.

Blair County.

Clyde E. Brown, Altoona, March 11, 1905.

Butler County.

J. W. Cashdollar, Adams township, March 8, 1905.

Cambria County.

James P. Conley, Cresson township, March 8, 1905.
John F. Bradley, Gallitzin, March 8, 1905.
I. E. Roberts, Johnstown, March 27, 1905.

Clearfield County.

Miss Jet Kearns, DuBois, March 8, 1905.

Delaware County.

John M. Broomall, Media, March 8, 1905.

Lancaster County.

G. S. Royer, Ephrata, March 20, 1905.

Lehigh County.

John W. Sepp, Allentown, March 15, 1905.

Lycoming County.

E. Carter Edwards, Williamsport, March 8, 1905.

Mercer County.

Philip J. Bartleson, Sharpsville, March 8, 1905.

Philadelphia County.

Henry S. Borneman, Philadelphia, March 8, 1905.
William J. Skeen, Philadelphia, March 8, 1905.
Milton Wolf, Philadelphia, March 8, 1905.
James D. Stafford, Philadelphia, March 8, 1905.

Washington County.

D. M. Pry, Washington, March 8, 1905.
T. H. Sutherland, Washington, March 8, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—34.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz.:

In the Senate, March 8, 1905.

Resolved (if the House of Representatives concur), That when

the Senate adjourns today it be to meet on Monday, March thirteenth, 1905, at nine o'clock P. M.

He also presented the following extract from the Journal of the House, which was read as follows, viz.:

In the House of Representatives,
March 8, 1905.

Resolved (if the Senate concur), That House bill No. 27, file folio 433, entitled "An act amending the first, second and third sections of an act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved tenth July, one thousand nine hundred and one, and extending it to the condemnation of servitudes, easements of way and streets or alleys, opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or control, and close the same or portions thereof, and providing for the payment of costs on appeal," be recalled from the Governor for the purpose of amendment.

The foregoing resolution having been read, considered and concurred in,

Ordered, That the Clerk inform the House of Representatives accordingly.

He also presented for concurrence bill numbered and entitled as follows, viz.:

House No. 8. "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having over eight hundred thousand inhabitants, prescribing the powers and duties and fixing the salaries of the said assistant district attorneys."

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading of said bill were reconsidered in the House of Representatives, and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fox, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, McNees, Phillips, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—30.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

The title of the following bills, which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore, in presence of the Senate, signed the same, viz.:

House No. 16. "An act validating ordinances and other transactions of municipal corporations wherein there has occurred a misnomer, omission, informality or other irregularity of or in the corporate name, style and title of such municipality."

House No. 22. "An act to prevent and punish the stealing of wire forming part of a line for the transmission of electricity."

House No. 47. "An act making an appropriation for the payment of the deficiency in the maintenance and other expenses of the hatcheries of the Department of Fisheries."

House No. 56. "An act relating to the institution, prosecution and taxation of costs in criminal cases."

House No. 83. "An act to further amend an act, entitled 'An act relating to marriage licenses, providing for officers herein indicated to issue licenses for parties to marry,' approved the twenty-third day of June, one thousand eight hundred and eighty-five."

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 156, entitled "An act relating to vital statistics in cities of the first class in this Commonwealth, especially concerning births, deaths and marriages, and the recording of the same."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Scott,

Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 157, entitled "An act authorizing magistrates and justices of the peace to suspend sentence of any person duly convicted before them of an offense or misdemeanor and to place such person under the care of a probation officer of the court of quarter sessions of the peace within this Commonwealth."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Gransback, Grim, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—29.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 158, entitled "An act to provide for the appointment of probation officers by the courts of quarter sessions of the peace within this Commonwealth, and defining the duties and power of such officers."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—29.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 159, entitled "An act to classify the school districts of the Commonwealth of Pennsylvania."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 161 (House No. 84), entitled "An act to amend section eight of an act, entitled 'An act providing for the erection of the Pennsylvania Soldiers' Orphans' Industrial School, the purchase of land and the erection and equipment of the building and buildings necessary therefor, making appropriations for such purposes as erecting and equipment of the building and buildings necessary therefor, making appropriations for such purposes as erection and equipment and the maintenance of the children admitted therein, placing the care of the same in the commission now known as the Commission of Soldiers' Orphan Schools of the State of Pennsylvania and regulating the admissions to the said Pennsylvania Soldiers' Orphans' Industrial School and the said Soldiers' Orphan Schools,' approved the twenty-seventh day of May, Anno Domini one thousand eight hundred and ninety-three, providing that at the discretion of the said Commission of Soldiers' Orphan Schools pupils may remain at the Soldiers' Orphans' Industrial Schools after attaining the age of sixteen years."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, Miller, Phillips, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 162 (House No. 15), entitled "An act to amend an act, entitled 'An act to amend the charter of incorporation of the borough of Brisol, granted the fourteenth day of November, Anno Domini one thousand seven hundred and twenty, and the several

acts supplementary thereto,' approved the fifteenth day of February, Anno Domini one thousand eight hundred and fifty-one, by striking out the proviso to the tenth section of said act, which limts the amount of the indebtedness of said borough."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, without amendment.

Mr. Calpin, from the Committee on Public Grounds and Buildings, to which was committed a bill, entitled "An act to amend the first, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections of an act, entitled 'An act relating to the public grounds and buildings defining the powers of the commissioners, authorizing the Board of Commissioners to carry into effect the provisions of section twelve, article three of the Constitution, relative to contracts for sationery, supplies, fuel, furniture, furnishings, distribution of documents, repairs, alterations or improvements and other matters needed by the Legislature, the several departments, boards and commissions of the State Government and Executive Mansion; authorizing the appointment of a superintendent and defining his powers, authority and duties, and providing for the appointment of subordinate officers required by this act, and fixing the compensation of the same,' approved the twenty-sixth day of March, A. D. 1895, further providing for the custody, maintenance and protection of the public grounds and buildings,"

Reported bill No. 191 without amendment.

Mr. Thomson, from the Committee on Library, to which was committed a bill, entitled "An act supplementary to an act, entitled 'An act for the regulation and government of the Stae Library, approved the thirteenth day of May, A. D. 1889,' fixing the time during

which the State Library shall be kept open to the public, and providing for two additional employes for such purposes, and making an appropriation for the payment of their services for the two years beginning June first, 1905."

Reported bill No. 192 with amendment.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 88, entitled "An act relating to the recording of deeds, mortgages and other instruments, providing that the same shall take effect from the time of record, regulating the duties of the recorder and repealing inconsistent acts."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 133, entitled "An act authorizing the Governor of this Commonwealth to appoint one-half the number of the board of directors or trustees in all institutions receiving State aid for maintenance or other purposes, except in certain cases."

On the question,

Will the Senate agree to the first section?

A motion was made by Mr. Thomson,

To amend the same by inserting after the word "situated" in line nine the following: "the term of office to be for such time as provided in the by-laws of each institution."

Which was agreed to.

The section as amended was then agreed to.

The second section was then agreed to.

On the question,

Will the Senate agree to the title?

A motion was made by Mr. Thomson,

To amend the same by striking out the words "one-half the number" in line one and inserting in lieu thereof the word "two."

Which was agreed to.

The title as amended was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 164 (House No. 87), entitled "An act to amend an act, entitled 'An act ceding concurrent jurisdiction of this State over certain lands owned or hereafter acquired by the United States,' approved the thirteenth day of June, one thousand eight hundred and eighty-three."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 167 (House No. 10), entitled "An act amending section nine of an act, approved May fifth, one thousand eight hundred and ninety-nine, entitled 'An act supplementing and amending an act, entitled 'An act to establish an intermediate court of appeal, regulating its constitution, officers, jurisdiction, powers, practice and its relation to the Supreme Court and other courts, providing for the reports of its decisions, the compensation of the judges and other officers, and the practice and costs on appeals from its judgments,' approved June twenty-fourth, Anno Domini one thousand eight hundred and ninety-five."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 168, entitled "An act to extend the statute of limitation to debts or demands arising or falling due to the estate of a decedent after the death of such decedent."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 169, entitled "An act authorizing W. C. Wolfe, a citizen of Cambria county, Pennsylvania, to bring suit in the Court of Common Pleas of Dauphin County against the Commonwealth of Pennsylvania."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows:

Senate No. 170. "An act to provide for the adoption and registration of labels, symbols, trade marks or private stamps by any association or union of workingmen, regulating the use of such labels, symbols, trade marks or private stamps, providing penalties for the unlawful use thereof and for counterfeiting or imitating the same, and prohibiting the sale, use or display of such counterfeit labels and prohibiting the sale, use or display of goods, wares and merchandise, to which such counterfeit labels may be affixed."

Senate No. 171. "An act to amend section one of an act, approved the eleventh day of July, Anno Domini one thousand nine hundred and one, entitled "An act to provide for the attendance and for reports of attendance of the children in the schools of this Commonwealth,' providing that certificates of age and ability to read and write the English language intelligently be issued only by the superintendent of schools in cities and boroughs, and by the secretary of the school board in rural districts."

Senate No. 172. "An act to amend section sixteen of an act, approved the thirteenth day of June, one thousand eight hundred and thirty-six, entitled 'An act relating to the support and employment of the poor."

Senate No. 173 (House No. 45). "A further supplement to an act of Assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey any real estate, buildings and property, the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of Assembly whenever such real estate, buildings and property shall have become useless to such school district by reason of

dilapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming and sales of such property heretofore made on account of and for similar reasons, provided no litigation or question of title now pending and undetermined shall be affected thereby."

Senate No. 174. (House No. 111). "An act to provide a system of humane education, to include kind treatment of birds and animals in our public schools."

Senate No. 175. (House No. 71). "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

Senate No. 176. "An act to amend an act, entitled 'An act relating to boarding house keepers and authorizing the attachment of wages of persons indebted for boarding,' approved the eighth day of May, Anno Domini one thousand eight hundred and seventy-six, so as to permit attachment to issue in the first instance, and defining the proceedings in connection therewith before justices of the peace."

Senate No. 177. (House No. 89). "An act to empower the State Forestry Reservation Commission to grant rights for the use of the waters upon the State Forest Reservation lands and prohibiting grants of the use of waters upon the State Forest Reservation lands in any charter issued to private corporations organized for the purpose of collecting impounding and selling waters to the citizens of this Commonwealth."

Senate No. 178. (House No. 108). "An act to amend section thirty-five of an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini, one thousand eight hundred and fifty-four."

Senate No. 179. (House No. 38). "An act to encourage the preservation of forests by providing for a rebate of taxes levied upon forested land."

Senate No. 180. "An act to provide for the election of school directors in the several boroughs of this Commonwealth which are divided into wards by wards."

Senate No. 181. (House No. 113). "An act to amend an act, entitled 'An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini, one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings' in the Court of Quarter Sessions and regulating such proceedings,' approved the eleventh day of May, Anno Domini, one thousand nine hundred and one, by providing that those townships having a population of at least two hundred and fifty to the square mile shall be townships of the first class."

Senate No. 182. "An act to provide for the appointment of a statute clerk in the office of the Secretary of the Cobmonwealth defining his duties and fixing his salary."

Senate No. 183. "An act relating to insolvency termination of trusts or assignments for the benefit of creditors."

Senate No. 184. "An act to authorize the appointment of a clerk or deputy by the prothonotary of the Supreme Court, Middle District, and Superior Court, Harrisburg District, and fixing the salary of the said clerk or deputy which shall be paid by the State."

Senate No. 185. "A supplement to an act, entitled "An act relating to the granting of letters of administration upon the estates of persons presumed to be dead by reason of long absence from their former domicile,' approved June twenty-fourth, one thousand eight hundred and eighty-five, providing for the probate of a will of a person whose death by presumption has been established and for the attachment of such will to letters of administration granted in the case."

Senate No. 186. (House No. 106). "A supplement to an act, entitled 'A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini, one thousand eight hundred and seventy-four, further amending the twelfth section thereof so as to permit corporations organized thereunder either for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light to purchase bonds or stock of other corporations of the same character or to guarantee the payment, interest and principal of such bonds or either principal or interest or to lease and operate corporate property,' approved the twenty-sixth day of June, Anno Domini, one thousand eight hundred and ninety-five, correcting the errors therein and validating all acts done in pursuance thereof."

And said bills having been read at length the first time.

Ordered, To be laid aside for second reading.

A motion was made by Mr. Godcharles.

That the Senate do now adjourn.

Which was agreed to,

Whereupon,

The President pro tempore adjourned the Senate until Monday evening, March 13th, 1905, at nine o'clock.

MONDAY, March 13, 1905.

The President in the Chair.

Messrs. Thomas, Godcharles and Stineman presented petitions of citizens of their respective districts, praying for the passage of Senate bill, No. 28, providing for the establishment and maintenance of armories for the National Guard of Pennsylvania.

Which were referred to the Committee on Military Affairs.

Mr. Brown, from the Committee on Judiciary General, to which was committed a bill, entitled "An act for the purpose of securing better police protection for the rural districts of this Commonwealth, the creation and incorporation of police districts, and the establishment of rural police."

Reported bill No. 193 without amendment.

Mr. Cumings, from the same Committee, to which was committed a bill, entitled "An act providing that property provided and maintained by public or private charity, and used for public libraries, museums, or art galleries shall be exempt from taxation, during such use."

Reported bill No. 194, with amendment

Mr. Woods (Westmoreland), from the Committee on Judiciary General, to which was committed a bill, entitled "An act to validate certain judgments and titles to real estate, notwithstanding a failure to comply with all the requirements of the tenth clause of section one of an act approved the ninth day of July, Anno Domini, one thousand nine hundred and one, entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs."

Reported bill No. 195 with amendment.

Mr. Fisher, from the same committee, to which was committed a bill, entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of the act of April twenty-sixth, Anno Domini, one thousand eight hundred and fifty-five, validating the same for the period of two years and authorizing amendments to said charters containing the provisions of said section seven of the act of April twenty-sixth, Anno Domini, one thousand eight hundred and fifty-five, and of the act of June second, Anno Domini, one thousand eight hundred and eighty-seven."

Reported bill No. 196 without amendment.

Mr. Fox, from the same committee, to which was re-committed a bill, entitled "An act providing for and defining the rights, remedies duties and liabilities of purchasers of real estate at judicial sales and

of their grantees, heirs and devisees, and of the persons then in possession therof."

Re-reported bill No. 39 without amendment.

Mr. McPherson, from the same committee, to which was committed a bill, entitled "An act amending article two of an act, entitled 'A further supplement to an act, entitled 'An act to reform the penal laws of this Commonwealth,' approved April twenty-third, Anno Domini, one thousand eight hundred and twenty-nine."

Reported bill No. 197 without amendment.

Mr. Dewalt, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act authorizing the State Treasurer to refund to C. C. Dunkle the amount paid by him for his commission as notary public."

Reported bill No. 198 without amendment.

Mr. White read in his place and presented to the Chair a bill, entitled "An act to repeal an act, entitled 'An act authorizing one justice of the peace of Canton township, in the county of Washington, to hold his office in the borough of Washington,' approved the first day of March, Anno Domini one thousand eight hundred and seventy."

Which was committed to the Committee on Judiciary Special.

Mr. Sproul read in his place and presented to the Chair a bill, entitled "An act in relation to railroads under lease."

Which was committed to the Committee on Railroads.

Mr. Bolard read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Meadville City Hospital."

Which was committed to the Committee on Appropriations.

Mr. Stober read in his place and presented to the Chair a bill, entitled "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments, and of men, women and children in school houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusement in which proper fire escapes, exits and extinguishers are required, to provide for the health of all employes and of men, women and children in all such establishments, storehouses and buildings by proper sanitary appliances and to provide for the appointment of inspectors, office clerks and others who with the chief factory inspector shall constitute the Department of Factory Inspection to enforce the same, and providing penalties for violations of the provisions thereof."

Which was committed to the Committee on Judiciary Special.

Mr. Woods (Allegheny) read in his place and presented to the Chair a bill, entitled "An act regulating the manufacture and sale of fruit syrups, prepared fruit and fruit products for use in soda water, carbonated beverages, soft drinks, ices and ice cream, and permitting the use of certain maximum proportions of sodium bezoate and of harmless vegetable coloring matter therein, providing for the enforcement thereof, and repealing all acts or parts of acts inconsistherewith."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act authorizing the cities of the second class of this Commonwealth to acquire present existing electric light, heat and power plants or works for the purpose of supplying light, heat and power to the said cities and the inhabitants thereof by purchase by right of eminent domain or otherwise and authorizing the said cities to raise the money necessary for this purpose by an issue of bonds."

Which was committed to the Committee on Municipal Affairs.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to prohibit the throwing of waste paper, sweepings, ashes, household waste or rubbish of any kind into any paved street in any city in this Commonwealth, or to disturb the contents of any receptacle placed upon the street or sidewalk for collection."

Which was committed to the Committee on Public Health and Sanitation.

By request Mr. Brown read in his place and presented to the Chair a bill, entitled "An act to regulate the sale of proprietary and patent medicines containing alcohol, and providing penalties for the violation of the provisions of said act."

Which was committed to the Committee on Public Health and Sanitation.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act amending an act, entitled 'An act to provide for the better security of life and limb in cases of fire in hotels and other buildings,' approved the twelfth day of June, Anno Domini one thousand eight hundred and ninety-seven, so as to extend the same by providing for the installation of fire extinguishing appliances."

Which was committed to the Committee on Judiciary General.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act relating to sheriff's and coroner's deeds."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act relating to mortgages and the validity record and effect thereof."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act relating to deeds and the validity, record and effect thereof."

Which was committed to the Committee on Judiciary General.

On motion of Mr. Herbst,

The following preamble and resolution were twice read, viz:

Whereas, It is charged by newspapers, civic organizations, clergymen's associations and grand juries in Philadelphia that vice of a most revolting character is protected by the police authorities of that city; that young immigrant girls, ignorant of the language and customs of this country, are lured into dens that exist there under police cognizance, and launched upon a career of shame; and that thousands of fictitious names are assessed from these resorts every year to be fraudulently voted on by repeaters on election day in return for permission to carry on this nefarious and unholy traffic, and,

Whereas, The Chief Executive of that municipality refused to dismiss policemen or their superiors who are responsible for this state of affairs, a condition that has excited out-bursts of indignation from clergymen and Christian citizens of every denomination, such as has never before been witnessed in that city,

Therefore be it Resolved, That a Committee of five members of the Senate, not more than one from Philadelphia, be appointed by the President pro tempore to investigate these charges, and if they are well founded and correct, to report at the present session of the Legislature such amendments to the Act of June first, Anno Domini one thousand eight hundred and eighty-five, providing for the government of cities of the first class as will in their judgment correct such evils.

On the question,

Will the Senate agree to the same?

It was decided in the negative

The private secretary of the Governor being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 13, 1905

To the Honorable, the Senate and House of Representatives of the Commonwealth of Pennsylvania:

Gentlemen: There are now pending before me twenty-nine ap-

plications for the incorporation of private water companies. All of them have been presented within the last few days, each of them has but three incorporators, and in all except three the amount of money paid to the treasurer of the corporation is five hundred dollars. Under existing legislation, they will probably have to be approved and the charters granted. They are all manifestations of a tendency which is rapidly growing and ought to be viewed with alarm by those charged with the responsibility of looking after the public interests.

I recommend the passage of an act taking away from private water companies the right of eminent domain, which is given to them under the Act of April 29, 1874, and its supplements, and vesting such right only in municipalities and other governmental agencies. The effect of this course would probably be to impose upon municipalities, townships and counties the duty of providing for the water supplies of those within their jurisdiction. With these local branches of the government this function would very properly rest instead of further developing a system which means that the sources of water supply will presently almost entirely belong to private corporations whose object in securing them is to make profit for themselves.

SAM'L W. PENNYPACKER.

Laid on the table.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 13, 1905

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel Mendleson to be Justice of the Peace in and for the Borough of Mayfield, county of Lackawanna, to serve until the first Monday in May, 1905, vice John McGowan, deceased.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 13, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John F. Gilhooley to be Justice of the Peace in and for the borough of Duryea, county of Luzerne, to serve until the first Monday in May, 1906.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 13, 1905

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James S. Young to be Judge of the Court of Common Pleas number two of the Fifth Judicial District of the Commonwealth of Pennsylvania, composed of the county of Allegheny, to serve until the first Monday in January, 1906, vice Elliott Rodgers, resigned.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 13, 1905

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

John P. Boyd, Allegheny, March 13, 1905.
Elmer J. Boyles, Pittsburg, March 13, 1905.
Edgar A. Leitzell, McKeesport, March 13, 1905.

Erie County.

John B. Eichenlaub, Erie, March 18, 1905.

Fayette County.

N. Bentley Stephens, Washington, March 13, 1905.

Lancaster County.

Frank M. Trout, Quarryville, March 13, 1905.

Lawrence County.

Geo. W. Miller, New Castle, March 13, 1905.

Lehigh County.

Henry W. Mohr, Allentown, April 3, 1905.

Lycoming County.

Calvin H. McCauley, Jr., Williamsport, March 13, 1905.

Northampton County.

C. Daniel Friebely, South Bethlehem, March 13, 1905.

Philadelphia County.

M. J. Collins, Philadelphia, March 13, 1905.
Edward J. McIvor, Philadelphia, March 13, 1905.

Frank R. Buchanan, Philadelphia, March 13, 1905.
J. Baker Steward, Philadelphia, March 18, 1905.
Charles Bentz, Philadelphia, March 27, 1905.

Schuylkill County.

Livingston V. Rausch, Mahanoy City, March 27, 1905.

Washington County.

John H. Daugherty, Donora, March 13, 1905.
Joseph A. Helper, Charleroi, March 13, 1905.

Westmoreland County.

M. J. McGeary, New Kensington, April 10, 1905.

SAM'L W. PENNYPACKER.

A motion was made by Mr. White,

That the rule which requires nominations made by the Governor, to lie on the table five days, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of Samuel Mendlesor to be Justice of the Peace in and for the Borough of Mayfield, county of Lackawanna, to serve until the first Monday in May, 1905, vice John McGowan, deceased.

John F. Gilhooley to be Justice of the Peace in and for the borough of Duryea, county of Luzerne, to serve until the first Monday in May, 1906.

James S. Young to be a Judge of the Court of Common Pleas number two of the Fifth Judicial District of the Commonwealth of Pennsylvania, composed of the county of Allegheny, to serve until the first Monday in January, 1906, vice Elliott Rodgers, resigned.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thompson, Vare, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—40.

NAYS.

None.

Two-thirds of the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of the following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

John F. Boyd, Allegheny, March 13, 1905.
Elmer J. Boyles, Pittsburg, March 13, 1905.
Edgar A. Leitzell, McKeesport, March 13, 1905.

Erie County.

John B Eichenlaub, Erie, March 18, 1905.

Fayette County.

N. Bentley Stephens, Washington, March 13, 1905.

Lancaster County.

Frank M. Trout, Quarryville, March 13, 1905.

Lawrence County.

Geo. W. Miller, New Castle, March 13, 1905.

Lehigh County.

Henry W. Mohr, Allentown, April 3, 1905.

Lycoming County.

Calvin H. M'Cauley, Jr., Williamsport, March 13, 1905.

Northampton County.

C. Daniel Friebely, South Bethlehem, March 13, 1905.

Philadelphia County.

M. J. Collins, Philadelphia, March 13, 1905.
Edward J. McIvor, Philadelphia, March 13, 1905.
Frank R. Buchanan, Philadelphia, March 13, 1905.
J. Baker Steward, Philadelphia, March 18, 1905.
Charles Bentz, Philadelphia, March 27, 1905.

Schuylkill County.

Livingston V. Rausch, Mahanoy City, March 27, 1905.

Washington County.

John H. Daugherty, Donora, March 13, 1905.
Joseph A. Helper, Charleroi, March 13, 1905.

Westmoreland County.

M. J. McGeary, New Kensington, April 10, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)--40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

The Clerk of the House being introduced, informed that the House has concurred in Senate amendments to bill numbered and entitled as follows, viz:

In the House of Representatives,
March 9, 1905.

House No. 7. "An act to enable townships of the Commonwealth which have heretofore been declared townships of the first class and which no longer have a population of at least three hundred to the square mile to again become townships of the second class."

He also informed that the House had concurred in Senate amendments to bill numbered and entitled as follows, viz.:

House No. 54 "An act making it a misdemeanor for persons to manufacture, sell or have in their possession certain mechanical devices or tools commonly called burglars' tools and prescribing the punishment therefor."

He also presented for concurrence bills numbered and entitled as follows, viz:

House No. 94. "An act to provide for the better protection and preservation of sheep within this Commonwealth and providing penalties for violation of its several provisions."

Which was committed to the Committee on Agriculture.

House No. 121 "An act authorizing the Governor of the Commonwealth to correct the military record of A. O. Tinstman."

Which was committed to the Committee on Military Affairs.

House No. 135. "An act authorizing John T. Stauffer, a citizen of Philadelphia county, Pennsylvania, to bring suit in the court of common pleas of Philadelphia county against the Commonwealth of Pennsylvania."

Which was committed to the Committee on Judiciary Special.

House No. 136. "An act fixing the salary of the Deputy Commissioner of Banking."

Which was committed to the Committee on Appropriations.

House No. 140, "An act to provide for the adoption of cast off and abandoned infants."

Which was committed to the Committee on Judiciary Special.

House No. 142. "An act to validate acts done by corporations before the recording of their charters."

Which was committed to the Committee on Corporations.

House No. 143. "An act extending the power of the courts of quarter sessions of the several counties within this Commonwealth with respect to vacating lanes and public or private roads which have become so by use and occupation."

Which was committed to the Committee on Judiciary General.

House No. 128. "An act to provide for the better protection of life and property by the examination and licensing of engineers having charge of steam boilers, steam engines and appliances connected therewith in cities of the second and third class of this Commonwealth and providing penalties for violation."

House No. 129. "An act to prevent the giving of short weights and measurements defining the same and declaring the same a misdemeanor and fixing the punishment therefor."

Which was committed to the Committee on Judiciary Special.

House No. 146. "An act to amend an act, entitled 'An act to establish the State Live Stock Sanitary Board of Pennsylvania and to provide fo the control and suppression of dangerous contagious or infectious diseases of domestic animals,' approved the twenty-first day of May, Anno Domini one thousand eight hundred and ninety-five."

House No. 149. "An act to further define the duties and powers of the State Live Stock Sanitary Board to prevent the spread of danger-

ous contagious diseases among domestic animals to require reports to be made of the existence of such diseases to limit the appraisements and payments for animals that it may be necessary to destroy to prevent the spread of disease, to protect milk supplies from contamination, to authorize corporations with local Boards of Health, and to prescribe penalties for the violation of the provisions hereof."

Which were committed to the Committee on Agriculture.

House No. 150. "An act to amend 'An act making constables of townships ex-officio fire wardens for the extinction of forest fires and for reporting to the court of quarter sessions violations of the laws for the protection of forests from fire, prescribing the duties of such fire wardens and their punishment for failure to perform the same and empower them to require under penalty the assistance of other persons in the extinction of such fires,' approved the 30th of March, Anno Domini, one thousand eight hundred and ninety-seven. so as to require precautions on approach of fire to forests designated, increase the compensation of fire wardens and their assistants, enlarge the liability of the county and increase the penalty for refusal to assist the fire warden."

Which was committed to the Committee on Judiciary Special.

House No. 153. "An act to prohibit the use of any adulterated or imitation of dairy products in any charitable or penal institution being supplementary to an act, entitled 'An act for the protection of the public health and to prevent adulteraion of dairy products and fraud in the sale thereof,' approved May twenty-one, Anno Domini, one thousand eight hundred and eighty-five, and to prescribe penalties and punishmet for violations and the means and methods of procedure for the enforcement thereof.'

Which was committed to the Committee on Public Health and Sanitation.

House No. 155. "Joint resolution by Senate and House of Representatives granting permission to the United States fish commissioner to use shad hatchery at Torresdale during the season of one thousand nine hundred and five, for the propagation of shad."

Which was committed to the Committee on Game and Fisheries.

House No. 165. "An act to amend the first section of an act, entitled 'An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons or built by public subscriptions over any stream or river forming the boundary line between two counties where the same have been destroyed by ice, flood or otherwise at any time or which have been or may be abandoned by the owners thereof and rebuilt on another site and which were previously used exclusively for vehicles and foot purposes and providing for the cost of reconstructing the same,' approved the sixth day of May, Anno Domini, one thousand eight hundred and ninety-seven, providing that such bridges shall be built by the county commission-

ers jointly with the Board of Public Grounds and Buildings of the Commonwealth of Pennsylvania, that the cost thereof shall be paid one-half by the Commonwealth of Pennsylvania and one-half by the counties and declaring the manner of ascertaining compensation for the taking or impairment of the rights and franchises of the owners of former bridges."

Which was committed to the Committee on Pubic Roads and Highways.

House No. 166. "An act to amend the fourth section of an act, entitled 'An act to protect the health of the domestic animals of the Commonwealth of Pennsylvania,' approved the twenty-sixth day of May, Anno Domini one thousand eight hundred and ninety-seven, by prescribing penaties and methods of procedure for the enforcement of the provisions of said act."

Which were co mmitted to the Committee on Agriculture.

House No. 168. "An act providing for the enlargement of cemeteries already existing and located outside the corporate limits of cities and towns and boroughs by increasing the average thereof for burial purposes."

Which was committed to the Committee on Judiciary Special.

House No. 173. "An act authorizing the law judges of the several courts of the Commonwealth of Pennsylvania in vacation at chambers to hear and determine and file opinions in all cases rules and citations and all other matters that they now hear and decide in court, and authorizing them to employ stenographers to do such work at chambers, et cetera."

Which was committed to the Committee on Judiciary General.

He also returned bills from the Senate numbered and entitled as follows, viz:

Senate No. 89. "An act providing for the voting of shares of stock in corporations in this Commonwealth held by executors, administrators, guardians and trustees and the manner of voting the same."

Senate No. 92. "A further supplement to an act, entitled 'An act relating to executions,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act, by providing that proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate and a jury of six men instead of before two justices of the peace or aldermen and a jury of twelve men as provided by said act and fixing the time for the hearing in such proceedings."

Senate No. 38. "An act to amend the first section of an act approved the 11th day of April, Anno Domini, one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia and defining powers and duties of the same."

Senate No. 43. "An act to amend the final clause of section three of an act, entitled 'An act to establish an intermediate court of appeal regulating its constitution, officers, jurisdiction, powers, practice and its relation to the Supreme Court and other courts, providing for the reports of its decisions, the compensation of the judges and other officers and costs on appeals from its judgments,' approved the twenty-fourth day of June, eighteen hundred and ninety-five, providing for furnishing of stationery, blank books, printing and supplies for the said Superior Court."

Senate No. 50. "An act authorizing the appointment of a commission to codify the laws relating to divorce and to co-operate with other States in securing uniformity of divorce legislation in the United States."

With information that the House of Representatives has passed the same without amendment.

He also returned bill from the Senate, numbered and entitled as follows, viz:

Senate No. 66. "An act supplementary to an act, entitled 'An act to confer upon the several courts of common pleas of this Commonwealth jurisdiction of a court of equity in all cases of dower and partition and prescribing the method of procedure,' approved July seventh, Anno Domini, one thousand eight hundred and eighty-five."

With information that the House of Representatives has passed the same with amendment.

Said amendments having been read.

On the question,

Will the Senate concur in the same ?

The yeas and nays were taken agreeably to the provisions of the Constitutions, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Westmorelend) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 44. "An act to amend section one of an act, entitled 'An act requiring written notice to be served upon supervisors of the proposed opening and construction of new roads for public use and views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini, one thousand eight hundred and ninety-nine so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same and of the time and place of their meetings.

With information that the House of Representatives has passed the same with amendment.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland)—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

The title of the following bills, which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President, in presence of the Senate, signed the same, viz:

House No. 7. "An act to enable townships of the Commonwealth which have heretofore been declared townships of the first class and which no longer have a population such as is required by law (of at least three hundred to the square mile), to again become townships of the second class."

House No. 8. "An act to fix the salaries of district attorneys and providing for the appointment of assistant district sttorneys in the several counties of this Commonwealth having over eight hundred thousand inhabitants prescribing the powers and duties and fixing the salaries of the said assistant district attorneys."

House No. 15. "An act to amend an act ,entitled 'An act to amend the charter of incorporation of the borough of Bristol granted the fourteenth day of November, Anno Domini, one thousand seven hundred and twenty and the several acts supplementary thereto,' approved the fifteenth day of February, Anno Domini, one thousand eight hundred and fifty-one, by striking out the proviso to the tenth section of said act which limits the amount of the indebtedness of said borough."

House No. 54. 'An act making it a misdemeanor for persons to manufacture, sell or have in their possession certain mechanical devices of tools commonly called burglars' tools and prescribing the punishment therefor."

House No. 84. "An act to amend section eight of an act, entitled 'An act providing for the erection of the Pennsylvania Soldiers' Orphans' Industrial School the purchase of land and the erection and equipment of the building and buildings necessary therefor, making appropriations for such purposes as erection and equipment and the maintenance of the children admitted therein, placing the care of the same in the Commission now known as the Commission of Soldier Orphan Schools of the State of Pennsylvania, and regulating the admissions to the said Pennsylvania Soldiers' Orphans' Industrial School and the said Soldiers' Orphan Schools,' approved the twenty-seventh day of May, Anno Domoini, one thousand eight hundred and ninety-three, providing that at the discretion of the said commission of Soldiers' Orphan Schools pupils may remain at the Soldiers' Orphans' Industrial Schools after attaining the age of sixteen years."

Mr. Woods (Allegheny), from the Committee on Public Printing, to which was referred concurrent resolution of the House of Representatives as follows:

In the House of Representatives, March 6, 1905

CONCURRENT RESOLUTION.

For the Printing of information and Statistics Relative to Capital Punishment.

Whereas, A bill for the abrogation of capital punishment in Pennsylvania is now pending before the General Assembly, and

Whereas, The question is one of momentous importance and devolves upon this Assembly the grave responsibility of meeting it in the manner most beneficial to the safety and well-being of the State, and

Whereas, It will be a great help to a proper and comprehensive consideration of the question to have before us what has been done in our own State, what has been done in our sister States and in other countries, with statistics, together with the opinions of the most eminent writers on the subject; therefore, be it

Resolved (if the Senate concur), That there be printed for the use of the Senate and House of Representatives one thousand copies of a pamphlet containing the following:

"The report of the Majority and Minority of the Select Committee of the House Relative to the Abrogation of Capital Punishment,"

1846. Pamphlet containing matter and statistics used before the Massachusetts Legislature when a similar bill was pending in 1899.

"A study of capital punishment," Canadian Law Journal, Vol. 3, page 515.

"The Next Step in the Evolution of Punishment," 27 New Jersey, Law Journal, page

"Can Capital Punishment be Longer Justified," 10 Criminal Law Magazine.

Together with any statistics or arguments for or against the abrogation of capital punishment suggested by any member of the Senate or House of Representatives.

Reported the same without amendment.

And the question being,

Will the Senate concur in the resolution?

It was determined in the negative.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 115, entitled "An act to regulate the practice of and licensing of osteopaths in the State of Pennsylvania, the establishment of a board of osteopathic examiners representing the Pennsylvania Osteopathic Association and providing for the punishment of persons violating the provisions of this act."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutions, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—36.

NAYS.

Mr. Grim—1.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 88, entitled "An act relating to the recording of deeds, mortgages and other instruments providing that the same shall take effect from time of record regulating the duties of the recorder and repealing inconsistent acts."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutions, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Matson, McNees, McNichol, McPherson, Quail, Scott, Shepard, Sproul, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 133, entitled "An act authorizing the Governor of this Commonwealth to appoint two (one-half number) of the board of directors or trustees in all institutions receiving State aid for maintenance or other purposes except in certain cases."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Thomson asked and obtained unanimous consent to amend the same by inserting the words "normal schools" after the word "Commonwealth" in section one line fourteen, and by fixing the words "or other State authorities" after the word "Commonwealth" in line sixteen of the same section.

The bill as amended was agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 146, entitled "An act authorizing boroughs to require the grading, paving, re-paving and repairing of sidewalks and the construction and repairing of curbs and gutters at the edge of sidewalks by the owners of lots fronting thereon, and providing that in case of failure to comply with such requirements the borough may cause the work to be done and collect the cost and charges thereof."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutions, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Edmiston, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—36.

NAYS.

Messrs. Grim, Hall and McPherson—3.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

A motion was made by Mr. Gransback,

That Senate bills numbered and entitled as follows:

Senate No. 148. "An act to provide for the protection of the public health by giving and granting to those having charge of the public health and sanitation in cities of the first class of this Commonwealth full power to make rules and regulations governing the care and control of persons suffering from cholera, yellow fever, typhoid fever, typhus fever, scarlet fever, relapsing fever, small pox (variola or varioloid), chickenpox (vaciella), diphtheria, diphtheritic croup, membraneous croup, cerebro-spinal meningitis, measles, mumps, whooping cough, tuberculosis (in any of its diverse forms), pneumonia, erysipelas, puerperal fever, plague (bubonic), trachoma, leprosy,

tetanus, glanders, hydrophobia (rabies), or anthrax, also to make rules and regulations governing the sanitary control and disinfection of premises where persons may be or have been suffering from said diseases and of persons coming in contact therewith and the burial of persons who may die from any of said diseases, also fixing fines and penalties for the violation thereof and the enforcement of the same."

Senate No. 149. "An act relating to vaccination in cities of the first class."

Senate No. 151. "An act to regulate the vaccination of all employes, attendants, patients and inmates of educational, penal, reformatory, charitable, benevolent, or elemosynary institutions to which the Commonwealth renders aid by making appropriations of money thereto."

Be re-committed to the Committed to the Committee on Public Health and Sanitation.

Which was agreed to

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 152, entitled "An act to repeal sections two and three of an act entitled 'An act to prohibit the adulteration of food and providing for the enforcement thereof."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Cumings, Fisher, Fox, Freeland, Goehring, Gransback, Keyser, Matson, McNichol, McPherson, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Vare, Woods (Allegheny) and Woods (Westmoreland)—23.

NAYS.

Messrs. Crawford,Grim, Hackett, Hall, Herbst, Hill, Irvin,Manbeck—8.

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

Agreebly to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 153, entitled "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale or having in

possession with intent to sell as fresh, any meat, poultry, game fish or shell fish, which contains any substance or article possessing a preservative or coloring character or action making the same a misdemeanor and to prescribe penalties and punishments for violations and the means and the methods of procedure for the enforcement thereof."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Herbst, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White , Woods (Allegheny) and Woods (Westmoreland)—32.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreebly to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 155 (House No. 68), entitled "An act to amend an act, entitled 'An act for the protection of the health of persons addicted to the smoking of cigarettes and imposing a fine for the violation of its provisions,' approved April fourth, Anno Domini one thousand nine hundred and three."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Goehring, Gransback, Grim, Hackett, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Mc-

Pherson, Quail, Scott, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreebly to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 164 (House No. 87), entitled "An act to amend an act, entitled 'An act ceding concurrent jurisdiction of this State over certain lands owned or hereafter acquired by the United States,' approved the thirteenth day of June, one thousand eight hundred and eighty-three."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Cumings, Dewalt, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordeered, That the Clerk return said bill to the House of Repre sentatives with information that the Senate has passed the same without amendment.

Agreebly to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 167 (House No. 10), entitled "An act amending section nine of an act approved May fifth, one thousand eight hundred and ninety-nine, entitled 'An act supplementing and amending an act, entitled 'An act to establish a intermediate court of appeal

regulating its constitution, officers, jurisdiction, powers, practice and its relation to the Supreme Court and other courts providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments,' approved June twenty-fourth, Anno Domini, one thousand eight hundred and ninety-five."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Cumings, Dewalt, Fisher, Fox, Gerberich, Goehring, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, Quail, Scott, Shephard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—30.

NAYS.

Messrs. Hill, Herbst—2.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreebly to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 168, entitled "An act to extend the statute of limitation to debts or demands arising or falling due to the estate of a decedent after the death of such decedent."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson,

McNees, McNichol, McPherson, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thompson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—37.

NAYS.

Mr. Hall—1.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordeered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreebly to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 169, entitled "An act authorizing W. C. Wolfe, a citizen of Cambria county, Pennsylvania, to bring suit in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Gransback, Grim, Hackett, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Quail, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—35.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 20, entitled "An act to amend section three of an act, entitled 'An act relating to mutual saving fund building and loan

associations, regulating the mode of charging premiums, bonus or interest in advance of withdrawals of repayment and collection of loans, also restricting the power to levy excessive fines and defining the rights and liabilitiies of married women stockholders and prescribing the non-application to these associations of the bonus tax and registry laws for corporations,' approved April tenth, one thousand eight hundred and seventy-nine

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 73, entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini, one thousand eight hundred and eighty-seven, requiring that on and after January first, one thousand nine hundred and six, all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act, shall be graduates of a reputable College of Pharmacy."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 105, entitled "An act to classify the species of fish in such parts of boundry lakes of more than five thousand acres as this Commonwealth has jurisdiction over and in waters or any peninsula or in any bay adjacent to or connected with such lakes to declare which fish are game fish, which fish are food fish, minor food fish and minnows or bait fish to protect and provide for the maintenance and increase of fish in such lakes to regulate and provide for the payment of license fees for the catching of fish from such boundry lakes, and to provide penalties and punishments for any violation of any of the provisions of this act and to repeal all acts inconsistent herewith."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 170, entitled "An act to provide for the adoption and registration of labels, symbols, trade-marks or private stamps by any association or union of workingmen regulating the use of such labels, symbols, trade-marks or private stamps, providing penalties for the unlawful use thereof and for counterfeiting or imitating the same and prohibiting the sale, use or display of such counterfeit labels and the sale, use or display of goods, wares and merchandise to which such counterfeit labels may be affixed."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. McPherson.

That the foregoing Senate bill, No. 170, entitled "An act to provide for the adoption and registration of labels, symbols, trade-marks or private stamps by any association or union of workingmen regulating the use of such labels, symbols, trade-marks or private stamps, providing penalties for the unlawful use thereof and for counterfeiting or imitating the same and prohibiting the sale, use or display of such counterfeit labels and the sale, use or display of goods, wares and merchandise to which such counterfeit labels may be affixed."

Be re-committed to the committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 171, entitled "An act to amend section one of an act approved the eleventh day of July, Anno Domini, one thousand nine hundred and one, entitled 'An act to provide for the attendance and for reports of attendance of the children in the schools of this Commonwealth,' providing that certificates of age and ability to read and write the English language intelligently be issued only by the superintendent of schools in cities and boroughs and by the secretary of the school board in rural districts."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 172, entitled "An act to amend section sixteen of an act approved the thirteenth day of June, one thousand eight hundred and thirty-six, entitled 'An act relating to the support and employment of the poor."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 173 (House No. 45), entitled "A further supplement to an act of Assembly approved the eleventh day of April, Anno Domini, one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini, one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey any real estate buildings and property the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth, under and by virtue of said acts of Assembly whenever such real estate buildings and property shall have become useless to such school district by reason of delapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance and ratifying and confirming and sales of such property heretofore made on account of and for similar reasons, provided no litigation or question of title now pending and undetermined shall be affected hereby."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 174 (House No. 111), entitled "An act to provide a system of humane education to include kind treatment of birds and animals in our public schools."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 175 (House No. 71), entitled "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the County of Cambria."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 176, entitled "An act to amend an act, entitled "An relating to boarding house keepers and authorizing the attachment of wages of persons indebted for boarding,' approved the eighth day of May, Anno Domini, one thousand eight hundred and seventy-six, so as to permit attachment to issue in the first instance and defining the proceedings in connection before justices of the peace."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 177 (House No. 89), entitled "An act to empower the State Forestry Reservation Commission to grant rights for the use of the waters upon the State Forest Reservation lands and prohibiting grants of the use of waters upon the State Forest Reservation lands in any charter issued to private corporations organized for the purpose of collecting, impounding and selling waters to the citizens of this Commonwealth."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of

Senate bill No. 178 (House No. 108), entitled "An act to amend section thirty-five of an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini, one thousand eight hundred and fifty-four."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Sisson,

That Senate bill No. 179 (House No. 38), entitled "An act to encourage the preservation of forests by providing for a rebate of taxes levied upon forested land,"

Be re-committed to the Committee on Judiciary General,

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 180, entitled "An act to provide for the election of school directors in the several boroughs of this Commonwealth which are divided into wards by wards."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Quail,

That Senate bill No. 181 (House No. 113), entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini, one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions and regulating such proceedings,' approved the eleventh day of May, Anno Domini, one thousand nine hundred and one, by providing that those townships having a population of at least two hundred and fifty to the square mile shall be townships of the first class,"

Be re-committed to the Committee on Judiciary General.

Which was agreed to,

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 182, entitled "An act to provide for the appointment of a statute clerk in the office of the Secretary of the Commonwealth defining his duties and fixing his salary."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 183, entitled "An act relating to insolvency, termination of trusts or assignments for the benefit of creditors."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 184, entitled "An act to authorize the appointment of a clerk or deputy by the prothonotary of the Supreme Court, Middle District, and Superior Court, Harrisburg District, and fixing the salary of the said clerk or deputy which shall be paid by the State."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 185, entitled "A supplement to an act, entitled 'An act relating to the granting of letters of administration upon the estates of persons presumed to be dead by reason of long absence from their former domicile,' approved June twenty-fourth, one thousand eighth hundred and eighty-five, providing for the probate of a will of a person whose death by presumption has been established and for the attachment of such will to letters of administration granted in the case."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 186 (House No. 106), entitled "A supplement to an act, entitled 'A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini, one thosand eight hundred and seventy-four, further amending the twelfth section thereof so as to permit corporations organized thereunder either for the purpose of carrying on any manufacturig business or for the supply of water or for the manufacture or supplying of light to purchase bonds or stock other corporations of the same character or to guarantee the payment, interests and principal of such bonds or either principal or interest or to lease and operate corporate property,' approved the twenty-sixth day of June, Anno Domini, one thousand eight hundred and ninety-five, correcting the errors therein and validating all acts done in pursuance thereof."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Crawford and Mr. Hackett,

That the vote had by which Senate bill No. 152, entitled "An act to repeal sections two and three of an act, entitled 'An act to prohibit the adulteration of food and providing for the enfocement thereof,"

Was defeated on final passage be re-considered,

Which was agreed to,

And the question recurring,

Shall the bill pass finally?

A motion was made by Mr. Crawford,

That the question, together with the further consideration of said bill, be postponed for the present,

Which was agreed to,

Agreeably to order.

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 187. "An act to increase the salary of the Dairy and Food Commissioner of this Commonwealth."

Senate No. 188. "An act to amend section one of an act, entitled 'An act requiring recorders of deeds to prepare and keep in their respective offices general direct and adsectum indexes of deeds and mortgages recorded therein prescribing the duty of said recorders declaring that the entries in said general indexes shall be notice to all persons,' approved the eighteenth day of March, one thousand eighth hundred and seventy-five designating the indexes to be prepared and kept by the recorder for the indexing of deeds and mortgage."

Senate No. 189 (House No. 126), 'An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets, lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation."

Senate No. 190. "An act to provide for the qualifications of road jurors and viewers in all proceedings for the laying out of roads and highways and for the assessment of damages and benefits arising out of the opening, widening, narrowing, vacating or changing of grade of streets, roads and highways, the construction of bridges, sewers, abutments and embankments and the laying of water pipes, the condemnation of property for park purposes, reservoirs, schoolhouses, police and fire patrol houses or other public purposes, construction of elevated railroads, steam railroads, subways and pipe lines, and for all purposes for which jurors or viewers are appointed by the courts to ascertain the damages or benefits caused by the exercise of the power of eminent domain."

Senate No. 191. "An act to amend the first twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections of an act, entitled 'An act relating to the Public Grounds and Bunildings defining the powers of the commissioners, authorizing the Board of Commissioners to carry into effect the provisions of section twelve article three of the Constitution relative to contracts for stationery supplies fuel furniture, furnishings, distribution of documents, repairs, alterations or improvements and other matters needed by the Legislature, the several departments, boards and commissions of the State Government and Executive Mansion authorizing the appointment of a Superintendent and defining his powers, authority and duties, and providing for the appointment of subordinate officers required by this act and fixing the compensation of the same,' approved the twenty-sixth day of March, Anno Domini, one thousand eight hundred and ninety-five, and further providing for the custody, maintenance and protection of the public grounds and buildings"

Senate No. 192. "An act supplementary to an act, entitled 'An act for the regulation and government of the State Library approved the thirteenth day of May, Anno Domini, one thousand eight hundred and eighty-nine,' fixing the time during which the State Library shall be kept open to the public and providing for two additional employes

for such purposes and making an appropriation for the payment of their services for the two years beginning June first, one thousand nine hundred and five."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading,

A motion was made by Mr. Keyser,

That the Senate do now adjourn,

Which was agreed to,

Whereupon,

The President adjourned the Senate until to-morrow morning at eleven o'clock.

TUESDAY, March 14, 1905.

The President in the Chair.

Mr. Stober asked and obtained leave of absence for Mr. Quail for the remainder of the week on account of illness.

Mr. Sproul asked and obtained leave of absence for Mr. Roberts for to-day.

Mr. McNees presented a petition of citizens of Butler county, praying for the passage of Senate bill No. 28, providing for the establishment and maintenance of armories for the National Guard of Pennsylvania.

Which was referred to the Committee on Military Affairs.

He also presented petitons of sundry citizens of his district in favor of the passage of a State Local Option Law.

Which was referred to the Committee on Law and Order.

He also presented sundry remonstrances of citizens and religious organizations of his districts against the passage of the McNichol bill, to alter, modify or repeal the act of April 22, 1794, known as the Sunday Law.

Which was referred to the Committee on Judiciary General.

Mr. Grim from the Committee on Judiciary General, to which was committed a bill, entitled "An act relating to mortgages, and the validity, record and effect therof."

Reported bill No. 199 without amendment.

Mr. Goehring, from the same Committee, to which was committed a bill, entitled 'An act to amend the act of Assembly of this Commonwealth entitled 'An act relating to the commencement of actions,' approved the thirteenth day of June, Anno Domini, one thousand eight

hundred and thirty-six, so as to make all the provisions of said act apply to all actions ex delicto as well as all actions ex contractu."

Reported Senate bill No. 200 (House No. 2), with amendment.'

Mr. Bolard, from the Committee on Game and Fisheries, to which was committed a bill, entitled "A joint resolution whereas the United States Government, through is Fish Commissioner has made the request that so much of the Torresdale Fish Hatchery situated on the Delaware River at Torresdale, Philadelphia, devoted to the propagation of shad shall be placed under control of the said United States Fish Commissioner during the coming season for operation."

Reported Senate bill No. 201 (House No. 155), without amendment.

Mr. Woods (Allegheny) from the Committee on Judiciary General to which was committed a bill, entitled "An act authorizing the law judges of the several courts of the Commonwealth of Pennsylvania in vacation at chambers to hear and determine and file opinions in all cases, rules and citations and all other matters that they now hear and decide in court and authorizing them to employ stenographers to do such work at chambers, et cetera."

Reported Senate bill No. 202 (House No. 173), with a negative recommendation.

Mr. McPherson, from the same committee to which was committed a bill, entitled "An act relating to deeds, and the validity, record and effect thereof."

Reported bill No. 203 without amendment.

Mr. Dewalt, from the same committee, to which was committed a bill, entitled "An act declaring valid and indefeasible as to any right of escheat in this Commonwealth the title to real estate composing its manufacturing establishment taken by a foreign corporation engaged in this Commonwealth in the business of manufacturing any product of iron or steel in its corporate name which has mortgaged the same to secure its bonds."

Reported Senate bill No. 204(House No. 109), without amendment.

Mr. Freeland from the Committee on Agriculture to which was committed a bill, entitled "An act to amend the second section of an act, entitled 'An act regulating the sale of concentrated commercial feeding stuffs, prohibiting their adulteration, providing for the collection of samples, the expenses of the enforcement of the law and fixing penalties for its violation,' so as to extend the application of the term commercial feeding stuffs."

Reported bill No. 205 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act to provide for the better protection and preserva-

tion of sheep within this Commonwealth and providing penalties for violation of its several provisions."

Reported Senate bill No. 206 (House No. 94), without amendment.

Mr. Danner from the Committee on Judiciary General to which was committed a bill, entitled "An act relating to sheriff's and coroner's deeds."

Reported bill No. 207 without amendment.

Mr. Sisson, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to repeal an act, entitled 'An act to detach the farms of Amos S. Hancox and John Brown from Oil Creek township, Crawford county, and to attach them to Cherry Tree township, Venango county, for school purposes,' approved the sixth day of April, Anno Domini one thousand eight hundred and seventy."

Reported Senate bill No. 208 (House No. 103), without amendment.

Mr. Hall, from the same committee, to which was committed a bill, entitled "An act to repeal so much of an act, entitled 'An act annexing the farm of John Hamilton, in Sandy Lake township, Mercer county, to Worth township, in said county, for school purposes, and the farm of certain persons in the township of Troy, in the county of Crawford, and the township of Plum, in Venango county, to the township of Cherry Tree, Venango county, for school purposes," as annexes the farms of certain persons in the township of Troy, in the county of Crawford, and the township of Plum, in Venango county, to the township of Cherry Tree, Venango county, for school purposes, approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-seven,"

Reported Senate bill No. 209 (House No. 105), without amendment.

He also, from the Committee on Railroads, to which was committed a bill, entitled "An act in relation to railroads under lease."

Reported bill No. 210 without amendment.

Mr. Stober, from the same committee, to which was committed a bill, entitled "An act to empower railroad companies to change the location and grade, or either, of bridges and their approaches belonging to bridge corporations, to accommodate the location and construction of their railroad or the changing, relocating, widening, straightening or improvement thereof.'

Reported bill No. 211 without amendment.

Mr. Crawford, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act regulating the manufacture and sale of fruit syrups, prepared fruit and fruit products for use in soda water, carbonated beverages, soft drinks, ices and ice creams, and permitting the use of certain maximum

proportions of sodium benzoate and of harmless vegetable coloring matter therein; providing for the enforcement thereof, and repealing all acts or parts of acts inconsistent herewith."

Reported bill No. 212 without amendment.

He also, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to provide for the better protection of life and property by the examination and licensing of engineers having charge of steam boilers, steam engines and appliances connected therewith in cities of the second and third classes of this Commonwealth, and providing penalties for violation,"

Reported Senate bill No. 213 (House No. 128), without amendment.

Mr. Cumings, from the Committee on Agriculture, to which was committed a bill, entitled "An act to amend the fourth section of an act, entitled 'An act to protect the health of the domestic animals of the Commonwealth of Pennsylvania," approved the twenty-sixth day of May, Anno Domini one thousand eight hundred and ninety-seven, by prescribing penalties and methods of procedure for the enforcement of the provisions of said act,"

Reported Senate bill No. 214 (House No. 166), without amendment.

Mr. Sproul read in his place and presented to the Chair a bill, entitled "An act to provide for the punishment of persons responsible for or contributing to the delinquency of children."

Which was committed to the Committee on Judiciary Special.

Mr. Wilbert read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Pittsburg Hospital for Children."

Which was committed to the Committee on Appropriations.

Mr. Miller read in his place and presented to the Chair a bill, entitled "A joint resolution for the appointment of a commission by the Governor of the Commonwealth for the purpose of amending, revising and collecting the laws touching upon the public schools of this State, and for the further purpose of suggesting new legislation for the welfare of said schools and an appropriation to meet the expenses of the said commission."

Which was committed to the Committee on Education.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to amend the first section of an act, entitled 'An act to provide for the manner of reducing the capital stock of corporations,' approved the eighth day of June, A. D. 1893, extending the provisions of the said act to all corporations created by general or special law, and repealing all acts or parts of acts inconsistent therewith,"

Which was committed to the Committee on Corporations.

On motion of Mr. Scott,

The following resolution was twice read, considered and agreed to, viz.:

Resolved, That no bill be read in place after March 21st, 1905.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 133, entitled "An act authorizing the Governor of this Commonwealth to appoint two (one-half number) of the board of directors or trustees in all institutions receiving State aid for maintenance or other purposes, except in certain cases."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Danner, Dewalt, Edmiston, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—36.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreebly to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 20, entitled "An act to amend section three of an act, entitled 'An act relating to mutual savings fund, building and loan associations, regulating the mode of charging premiums, bonus or interest in advance of withdrawals of repayment and collection of loans; also restricting the power to levy excessive fines and defining the rights and liabilities of married women stockholders and prescribing the nonapplication to these associations of the bonus tax and registry laws for corporations,' approved April tenth one thousand eight hundred and seventy-nine."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Calpin, Crawford, Danner, Dewalt, Freeland, Godcharles, Goehring, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—331.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 105, entitled "An act to classify the species of fish in such parts of boundary lakes of more than five thousand acres as this Commonwealth has jurisdiction over, and in waters or any peninsula or in any bay adjacent to or connected with such lakes, to declare which fish are game fish, which fish are food fish, minor food fish and minnows or bait fish, to protect and provide for the maintenance and increase of fish in such lakes, to regulate and provide for the payment of license fees for the catching of fish from such boundary lakes, and to provide penalties and punishments for any violation of any of the provisions of this act, and to repeal all acts inconsistent herewith."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitutions, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Phillips, Scott, Shepard, Sisson, Sproul, Stew-

art, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—38.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of "An act to amend section one of an act, approved the eleventh day of July, Anno Domini one thousand nine hundred and one, entitled 'An act to provide for the attendance and for reports of attendance of the children in the schools of the Commonwealth,' providing that certicate of age and ability to read and write the English language intelligently be issued only by the superintendent of schools in cities and boroughs and by the secretary of the school board in rural districts."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Goehring asked and obtained unanimous consent to amend the same by inserting after the words "same" in section one line three the following:

"That section one of an act, entitled 'An act to provide for the attendance and for reports of attendance of the children in the schools of this Commonwealth,' approved the eleventh day of July, Anno Domini one thousand nine hundred and one, which reads as follows":

The bill as amended was then agreed to,

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 172, entitled "An act to amend section sixteen of an act, approved the thirteenth day of June, one thousand eight hundred and thirty-six, entitled 'An act relating to the support and employment of the poor.'"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Dewalt, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Phillips, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 173 (House No. 45), entitled "A further supplement to an act of Assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled 'A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey any real estate, buildings and property, the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of Assembly whenever such real estate, buildings and property shall have become useless to such school district by reason of dilapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming and sales of such property heretofore made on account of and for similar reasons, provided no litigation or question of title now pending and undetermined shall be affected hereby."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Edmiston, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Man-

beck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—41.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same, out amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 174 (House No. 111), entitled "An act to provide a system of humane education, to include kind treatment of birds and animals in our public schools."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Zern—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, out amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 176, entitled "An act to amend an act, entitled 'An act relating to boarding house keepers and authorizing the attachment of wages of persons indebted for boarding,' approved the eighth day of May, Anno Domini one thousand eight hundred and seventy-six, so as to permit attachment to issue in the first

instance, an defining the proceedings in connection therewith before justices of the peace."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Danner, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Westmoreland) and Zern—38.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 177 (House No. 89), entitled "An act to empower the State Forestry Reservation Commission to grant rights for the use of the waters upon the State Forest Reservation lands and prohibiting grants of the use of waters upon the State Forest Reservation lands in any charter issued to private corporations organized for the purpose of collecting, impounding and selling waters to the citizens of this Commonwealth."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Danner, Dewalt, Edmiston, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson,

Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, and Woods (Westmoreland)—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same, out amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 178 (House No. 108), entitled "An act to amend section thirty-five of an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Westmoreland) and Zern—40.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same, out amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 180, entitled "An act to provide for the election of school directors in the several boroughs of this Commonwealth which are divided into wards, by wards."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Crawford, Fisher, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Phillips, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Vare and Woods (Westmoreland)—28.

NAYS.

Messrs. Calpin, Cumings, Danner, Dewalt, Freeland, Grim, Hall and Herbst—8.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On motion of Mr. Brown,

The Senate proceeded to the third reading and consideration of Senate bill No. 152, entitled "An act to repeal sections two and three of an act, entitled 'An act to prohibit the adulteration of food and providing for the enforcement thereof."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Cumings, Danner, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Miller, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Westmoreland) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 182, entitled "An act to provide for the appointment of a statute clerk in the office of the Secretary of the Commonwealth, defining his duties and fixing his salary."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fisher, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Miller, Phillips, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomson, Vare, White, Woods (Westmoreland)—29.

NAYS.

Messrs. Dewalt, Freeland and Herbst—3.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 183, entitled "An act relating to insolvency, termination of trusts, or assignments for the benefit of creditors."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Matson, McNichol, McPherson, Miller, Phillips,

Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Westmoreland) and Zern—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 184, entitled "An act to authorize the appointment of a clerk or deputy by the prothonotary of the Supreme Court, Middle District, and Superior Court, Harrisburg District, and fixing the salary of the said clerk or deputy, which shall be paid by the State."

And said bill having been read at length the third time, con-agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Miller, Phillips, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White and Zern—35.

NAYS.

Mr. Woods (Westmoreland)—1.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 185, entitled "A supplement to an act, entitled 'An act relating to the granting of letters of administration upon the estates of persons presumed to be dead by reason of long absence from their former domicile,' approved June twenty-fourth, one thousand eight hundred and eighty-five, providing for the probate of

a will of a person whose death by presumption has been established and for the attachment of such will to letters of administration granted in the case."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Crawford, Danner, Fisher, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White and Zern—32.

NAYS.

Mr. Woods (Westmoreland)—1.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 186 (House No. 106), entitled "A supplement to an act, entitled 'A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, further amending the twelfth section thereof so as to permit corporations organized thereunder either for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light to purchase bonds or stock other corporations of the same character, or to guarantee the payment, interests and principal of such bonds or either principal or interest or to lease and operate corporate property,' approved the twenty-sixth day of June, Anno Domini one thousand eight hundred and ninety-five, correcting the errors therein and validating all acts done in pursuance thereof."

And said bill having been read at length the third time, and agreed to, and the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Gerberich, Godcharles, Goehring, Hackett, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McNichol, Miller, Phillips, Scott, Shepard, Sisson, Sproul, Stineman, Thomas, Thomson, Vare, White, Woods (Westmoreland) and Zern —28.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same, with amendments, in which the concurrence of the House is requested.

The Clerk of the House, being introduced, informed that the House of Representatives insists upon its nonconcurrence in the amendments made by the Senate to House bill numbered and entitled as follows, viz.:

House No. 24. "An act to amend an act, approved the fifth day of March, Anno Domini eighteen hundred and seventy-five, entitled 'An act authorizing the Judges of the Supreme Court to appoint officers of said court."

And has appointed Messrs. Stroup, Moore and Haines a committee of conference to confer with a similar committee of the Senate (already appointed), on the subject of the differences existing between the two Houses in relation to said bill."

He also returned bills from the Senate, numbered and entitled as follows, viz.:

Senate No. 14. "'An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number five, and providing for the election and appointment of judges for said court."

Senate No. 15. "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number four, and providing for the election and appointment of judges for said court."

With information that the Senate has passed the same without amendment.

He also presented for concurrence bills numbered and entitled as follows, viz.:

House No. 27. "An act amending the first, second and third sections of the act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved tenth July, one thousand nine hundred and one, and extending it to the condemnation of streets or alleys opened or unopened, laid out and dedicated by the proprietors of town plots, but not under public supervision or control, and close the same or portions thereof, and providing for the payment of costs on appeal."

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading of said bill were reconsidered in the House of Representatives, and the bill amended, in which amendments the concurrence of the Senate is requsted.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Danner, Dewalt, Fisher, Freeland, Gerberich, Goehring, Gransback, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Phillips, Scott, Shepard, Sisson, Sproul, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny), Woods (Westmoreland) and Zern—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also presented for concurrence bills numbered and entitled as follows, viz.:

House No. 115. "An act, entitled 'An act prohibiting the employment of any person in any anthracite coal mine in this Commonwealth for more than eight hours a day, and providing a penalty for any violation of the provisions of this act."

Which was committed to the Committee on Mines and Mining.

House No. 152. "An act regulating the age at which calves can be slaughtered for food and providing a means of tracing to the origin any veal shipped to or from points in this Commonwealth."

Which was committed to the Committee on Agriculture.

House No. 157. "An act requiring unincorporated societies supported or maintained in whole or part by contributions to make uniform reports to the prothonotary of each county in which such unincorporated society maintains an office, providing a penalty for failure to make report and providing the means of enforcing such penalty."

Which was committed to the Committee on Judiciary General.

House No. 161. "An act regulating the method and procedure in the erection of line or partition fences."

Which was committed to the Committee on Judiciary Special.

House No. 167. "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, requiring that on and after January first one thousand nine hundred and six all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act shall be graduates of a reputable college of pharmacy."

Which was committed to the Committee on Public Health and Sanitation.

A motion was made by Mr. McPherson and Mr. Keyser,

That the vote by which Senate bill No. 177 (House No. 89), entitled "An act to empower the State Forestry Heservation Commission to grant rights for the use of the waters upon the State Forest Reservation lands and prohibiting grants of the use of the waters upon State Forest Reservation lands in any charter issued to private corporations organized for the purpose of collecting, impounding and selling waters to the citizens of this Commonwealth," passed finally, be reconsidered.

Which was agreed to.

And the question recurring,

Shall the bill pass finally?

A motion was made by Mr. McPherson,

That the question, together with further consideration of said bill, be postponed for the present.

Which was agreed to.

Mr. Stober, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons, and to prevent adulteration in drugs

and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, requiring that on and after January 1st one thousand nine hundred and six all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act shall be graduates of a reputable college of pharmacy."

Reported Senate bill No. 215 (House No. 167) without amendment.

On motion of Mr. Stober,

The Senate proceeded to the first reading and consideration of Senate bill No. 215 (House No. 167), entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, requiring that on and after January first one thousand nine hundred and six, all persons applying for certificates of registration as competent pharmacists under the provision of section five of said act shall be graduates of a reputable college of pharmacy."

And said bill having been read at length for the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 39, entitled "An act providing for and defining the rights, remedies, duties and liabilities of purchasers of real estate at judicial sales and of their grantees, heirs and devisees and of the persons then in possession thereof."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 188, entitled "An act to amend section one of an act, entitled "An act to amend section one of an act, entitled 'An act requiring recorders of deeds to prepare and keep in their respective offices general, direct and ad sectum indexes of deeds and mortgages recorded therein, prescribing the duty of said recorders, declaring that the entries in said general indexes shall be notice

to all persons,' approved the eighteenth day of March, one thousand eight hundred and seventy-five, designating the indexes to be prepared and kept by the recorder for the indexing of deeds and mortgage."

On the question,

Will the Senate agree to the first and only section of the bill?

A motion was made by Mr. Sisson,

To amend the same by striking out the letters "as" at the end of line forty-four and inserting in lieu thereof the letters "ad," and by striking out the word "as" after the word "adopted" in line sixty-three.

Which was agreed to.

The section as amended was then agreed to.

The title was then agreed to.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 189 (House No. 126), entitled 'An act authorizing the municipalities of the Commonwealth to vacate, in whole or in part, all streets, lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 190, entitled "An act to provide for the qualifications of road jurors and viewers in all proceedings for the laying out of roads and highways and for the assessment of damages and benefits arising out of the opening, widening, narrowing, vacating or changing of grade of streets, roads and highways, the construction of bridges, sewers, abutments and embankments and the laying of water pipes, the condemnation of property for park purposes, reservoirs, school houses, police and fire patrol houses

or other public purposes, construction of elevated railroads, steam railroads, subways and pipe lines, and for all purposes for which jurors or viewers are appointed by the courts to ascertain the damages or benefits caused by the exercise of the power of eminent domain."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order.

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 191, entitled "An act to amend the first, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections of an act, entitled 'An act relating to the Public Grounds and Buildings, defining the powers of the Commissioners, authorizing the Board of Commissioners to carry into effect the provisions of section twelve article three of the Constitution, relative to contracts for stationery, supplies, fuel, furniture, furnishings, distribution of documents, repairs, alterations or improvements and other matters needed by the Legislature, the several departments, boards and commissions of the State Government and Executive Mansion, authorizing the appointment of a superintendent and defining his powers, authority and duties and providing for the appointment of subordinate officers required by this act, and fixing the compensation of the same,' approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and ninety-five, further providing for the custody, maintenance and protection of the public grounds and buildings."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

A motion was made by Mr. Scott,

That the foregoing Senate bill No. 191, entitled "An act to amend the first, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections of an act, entitled 'An act relating to the Public Grounds and Buildings, defining the powers of the commissioners, authorizing the Board of Commissioners to carry into effect the provisions of section twelve article three of the Constitution, relative to contracts for stationery, supplies, fuel, furniture, furnishings, distribution of documents, repairs, alterations or improvements and other matters needed by the Legislature, the several departments, boards and commissions of the State Government and Executive Mansion, authorizing the appointment of a Superintendent and defining his powers, authority and duties, and providing for the appointment of subordinate officers required by this act and fixing the compensation of the same,' approved the twenty-

sixth day of March, Anno Domini one thousand eight hundred and ninety-five, further providing for the custody, maintenance and protection of the public grounds and buildings," be recommitted to the Committee on Public Grounds and Buildings.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 192, entitled "An act supplementary to an act, entitled 'An act for the regulation and government of the State Library, approved the thirteenth day of May, Anno Domini one thousand eight hundred and eighty-nine,' fixing the time during which the State Library shall be kept open to the public and providing for two additional employes for such purpose, and making an appropriation for the payment of their services for the two years beginning June first, one thousand nine hundred and five."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz.:

Senate No. 193. "An act for the purpose of securing better police protection for the rural districts of this Commonwealth, the creation and incorporation of police districts and the establishment of rural police."

Senate No. 194. "An act providing that property provided and maintained by public or private charity and used for public libraries, museums or art galleries shall be exempt from taxation duting such use."

Senate No. 195. "An act to validate certain judgments and titles to real estate, notwithstanding a failure to comply with all the requirements of the tenth clause of section one of an act, approved the ninth day of July, Anno Domini one thousand nine hundred and one, entitled 'An act relating to the service of certain process in actions at law and the effect thereof, and providing who shall be made parties to certain writs."

Senate No. 196. "An act relating to church charters which have been granted without incorporating the provisions of section seven of the act of twenty-sixth April, one thousand eight hundred and fifty-five, validating the same for the period of two years, and authorizing amendments to said charters containing the provisions

of said section seven of the act of twenty-sixth April, one thousand eight hundred and fifty-five, and of second June, one thousand eight hundred and eighty-seven."

Senate No. 197. "'An act amending article two of an act, entitled 'A further supplement to an act, entitled 'An act to reform the penal laws of this Commonwealth,' approved April twenty-third, Anno Domini one thousand eight hundred and twenty-nine."

Senate No. 198. "An act authorizing the State Treasurer to refund to C. C. Dunkle the amount paid by him for his commission as notary public."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

The titles of the following bills, which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President, in presence of the Senate, signed the same, viz.:

Senate No. 38. "An act to amend the first section of an act, approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia, and defining the powers and duties of the same."

Senate No. 43. "An act to amend the final clause of section three of an act, entitled 'An act to establish an intermediate court of appeal, regulating its constitution, officers, jurisdiction, powers, practice and its relation to the Supreme Court and other courts, providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments,' approved the twenty-fourth day of June, eighteen hundred and ninety-five, providing for the furnishing of stationery, blank books, printing and supplies for the said Superior Court."

Senate No. 44. "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass, of the time and place, of the appointment of viewers, reviewers and re-reviewers, to lay out the same, and of the time and place of their meeting."

Senate No. 50. "An act authorizing the appointment of a commission to codify the laws relating to divorce and to co-operate with other States in securing uniformity of divorce legislation in the United States."

Senate No. 66. "An act, entitled 'A supplement to an act of the General Assembly, entitled 'An act to confer upon the sev-

eral courts of common pleas of this Commonwealth, jurisdiction of a court of equity in all cases of dower and partition, and prescribing the method of procedure,' approved July seventh, Anno Domini one thousand eight hundred and eighty-five."

Senate No. 89. "An act providing for the voting of shares of stock in corporations in this Commonwealth held by executors, administrators, guardians and trustees, and the manner of voting the same."

Senate No. 92. "A further supplement to an act, entitled 'An act relating to executions,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and thirty-six and seven of said act, by providing that the proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate and a jury of six men, instead of before two justices of the peace or aldermen and a jury of twelve men, as provided by said act, and fixing the time for the hearing in such proceedings."

A motion was made by Mr. Fisher and Mr. Sisson,

That the vote by which Senate bill No. 185, entitled "A supplement to an act, entitled 'An act relating to the granting of letters of administration upon the estates of persons presumed to be dead by reason of long absence from their former domicile, approved June twenty-fourth, one thousand eight hundred and eighty-five, providing for the probate of a will of a person whose death by presumption has been established, and for the attachment of such will to letters of administration granted in the case," was passed finally, be reconsidered.

Which was agreed to.

And the question recurring,

Shall the bill pass finally?

A motion was made by Mr. Fisher,

That the question, together with the further consideration of said bill, be postponed for the present.

Which was agreed to.

A motion was made by Mr. Scott,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning, at eleven o'clock.

WEDNESDAY, MARCH 15, 1905.

The President pro tempore in the Chair.

Mr. Goehring presented sundry remonstrances of citizens of the city of Allegheny, Pa., against the passage of any bill proposing to annex the city of Allegheny, or any other municipality or municipalities to the city of Pittsburg, unless said bill provides that the question be submitted to a separate vote of the electors of the city of Allegheny, or other municipality or municipalities, respectively, apart from the vote of the electors of the city of Pittsburg.

Which were committed to the Committee on Municipal Affairs.

On motion of Mr. Scott,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That when the Senate adjourn to-day, it adjourn to meet on Monday, March 20, 1905, at nine o'clock p. m.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Mr. Crawford from the Committee on Appropriations to which was committed a bill, entitled "An act making an appropriation toward the erection of a monument commemorative of the valor and heroism of the officers and soldiers of the United States Army in the War of the Rebellion, in the Battle of Monocacy, Maryland, on July 9, 1864."

Reported bill No. 216 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act making an appropriation for the payment of the expenses incident to the dedication of the memorial erected in the National Cemetery at Andersonville, Georgia, by the Pennsylvania Commission, under the provisions of an act of the General Assembly, approved July eighteenth, one thousand nine hundred and one, and making an appropriation to provide transportation to Americus, Georgia, for all surviving, honorably discharged Pennsylvania soldiers who were at any time during the War for Suppression of the Rebellion confined in the Confederate Prison at Andersonville, Georgia."

Reported bill No. 217 without amendment.

Mr. Thomson from the same Committee to which was committed a bill, entitled "An act making an appropriation to the City Hospital of Susquehanna borough."

Reported bill No. 218 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Pennsylvania Academy of the Fine Arts of the City of Philadelphia."

Reported bill No. 219 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Chester Hospital, at Chester."

Reported bill No. 220 with amendment.

Mr. McPherson from the same Committee to which was committed a bill, entitled "An act constituting a Commission to arrange for the proper dedication of the new Capitol and providing for the payment of the expenses thereof."

Reported bill No. 221 with amendment.

He also from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Trustees of the Association of the Fifty-Fourth Regiment Pennsylvania Veteran Volunteers, Infantry, for the purpose of erecting a monument on the Battlefield of New Market, Virginia."

Reported bill No. 222 without amendment.

Mr. Stober from the same Committee to which was committed a bill, entitled "An act making an appropriation for the erection of a suitable monument to the memory of Brevet Major-General John W. Geary."

Reported bill No. 223 without amendment.

Mr. Phillips from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Williamsport Training School."

Reported bill No. 224 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Home for the Friendless of the city of Williamsport."

Reported bill No. 225 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Aged Colored Women's Home at Williamsport."

Reported bill No. 226 without amendment.

Mr. Dewalt from the same Committee to which was committed a bill, entitled "An act making an appropriation for medals of honor."

Reported bill No. 227 without amendment.

Mr. Stineman from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Historical Society of Pennsylvania."

Reported bill No. 228 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act providing for the erection of a monument and memorial tablets on the Fredericksburg Battlefield, for certain Pennsylvania Regiments that participated in the charge of Maryes' Heights, December thirteenth, one thousand eight hundred and sixty-two, and making appropriation thereto."

Reported bill No. 229 without amendment.

Mr. Cumings from the same Committee to which was committed a bill, entitled "An act making an appropriation to the York Hospital and Dispensary of the city of York."

Reported bill No. 230 without amendment.

Mr. Thomas from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Williamsport Hospital."

Reported bill No. 231 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act making an appropriation to the Florence Crittenton Mission of the City of Williamsport."

Reported bill No. 232 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act making an appropriation to the American Philosophical Society at Philadelphia for Promoting Useful Knowledge for the celebration of the two hundredth anniversary of the birth of Benjamin Franklin."

Reported bill No. 233 without amendment.

Mr. Woods (Westmoreland), from the Committee on Corporations to which was committed a bill, entitled "An act to amend the first section of an act, entitled 'An act to provide for the manner of reducing the capital stock of corporations,' approved the eighth day of June, Anno Domini, one thousand eight hundred and ninety-three; extending the provisions of the said act to all corporations created by general or special law; and repealing all acts or parts of acts inconsistent therewith."

Reported bill No. 234 without amendment.

Mr. Thomas from the Committee on Judiciary Special to which was committed a bill, entitled "An act providing for the enlargement of cemeteries already existing and located outside the cor-

porate limits of cities, towns and boroughs by increasing the acreage thereof for burial purposes."

Reported Senate bill No. 235 (House No. 168), with amendment.

Mr. Manbeck from the Committee on Education to which was committed a bill, entitled "An act to regulate the time of holding City Teachers' Institutes."

Reported bill No. 236 without amendment.

Mr. McPherson from the Committee on Forestry to which was committed a bill, entitled "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land the price to be paid for the same the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation and preventing the granting of warrants for the beds of navigable rivers."

Reported Senate bill No. 237 (House No. 76), without amendment.

Mr. Brown from the Committee on Judiciary General to which was committed a bill, entitled "An act requiring unincorporated societies supported or maintained in whole or in part by contributions to make uniform reports to the prothonotary of each county in which such unincorporated society maintains an office, providing a penalty for failure to make such report and providing the means of enforcing such penalty."

Reported Senate bill No. 238 (House No. 157), without amendment.

Mr. Crawford from the Committee on Judiciary Special to which was committed a bill, entitled "An act to authorize manufacturing corporations to deal in goods, wares and materials manufactured by others."

Reported bill No. 239 without amendment.

He also from the same Committee to which was committed a bill, entitled "An act to repeal an act, entitled 'An act authorizing one justice of the peace of Canton township, in the county of Washington, to hold his office in the borough of Washington,' approved the first day of March, Anno Domini one thousand eight hundred and seventy."

Reported bill No. 240 without amendment.

Mr. Keyser from the same Committee to which was committed a bill, entitled "An act to amend an act, entitled 'An act to amend section first of the act of Assembly approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-one,' entitled 'An act to amend an act to fix the annual salaries to be paid county officers in counties containing over five hundred thousand

inhabitants,' being a supplement to an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, entitled 'An act carrying into effect section five of article fourteen of the Constitution, relative to the salaries of county officers, and the payment of fees received by them into the State or county treasury, in counties containing over one hundred and fifty thousand inhabitants, by a further classification of counties containing over five hundred thousand inhabitants, and fixing the compensation of county officers therein,' and repealing all acts or parts of acts inconsistent herewith, approved the twenty-first day of March, Anno Domini one thousand eight hundred and ninety-one, fixing the salaries to be paid to the jail physician and to the county jailer in counties containing over five hundred thousand, and less than eight hundred inhabitants."

Reported bill No. 241 without amendment.

Mr. Cummings from the same Committee to which was committed a bill, entitled "An act amending the act of April fourth, one thousand eight hundred and thirty-one, "To provide for the employment and support of the poor in the county of Schuylkill,' and creating the office of 'The 'Directors of the poor and of the house of employment for the county of Schuylkill,' by creating a board of trustees to govern the house for the employment and support of the poor in the county of Schuylkill and conferring power upon the Governor of the Commonwealth to appoint and remove the same and to provide a system for the better management and regulation of the house for the employment and support of the poor in said county and to abolish the office of 'The directors of the poor and of the house of employment for the county of Schuylkill,' and to repeal parts of the acts of April four, one thousand eight hundred and thirty-one in conflict with said amendment."

Reported Senate bill No. 242 (House No. 97), without amendment.

Mr. Dewalt, from the same committee, to which was re-committed a bill, entitled "An act relating to the collection of one-half of city, school and poll taxes in the several cities of the third class of this Commonwealth and providing that the city treasurer of each of said cities by virtue of his office shall be the collector of the said several taxes prescribing his duties and fixing his compensation."

Re-reported bill No. 60 with amendment.

Mr. White, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation to the Bucks County Historical Society."

Reported bill No. 243 without amendment

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Academy of Natural Sciences of Philadelphia."

Reported bill No. 244 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Woman's Medical College of Pennsylvania, for use in the Hospital Department."

Reported bill No. 245 without amendment.

Mr. Miller, from the same committee, to which was committed a bill, entitled "An act to commemorate the heroism, sacrifices and patriotism of the members of the 127th Regiment of the Pennsylvania Volunteer Infantry at the battle of Fredericksburg, December 10th to 13th, 1862, by the erection of a suitable monument in the National Cemetery at that place, creating a commission for such purposes and appropriating the necessary money therefor."

Reported bill No. 246 without amendment.

Mr. Heidelbaugh, from the same committee, to which was committed a bill, entitled "An act making an appropriation for the Bedford County Hospital Association."

Reported bill No. 247 with amendment.

Mr. Brown from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act creating a Department of Health and defining its powers and duties."

Re-reported bill No. 6 with amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act to preserve the purity of the waters of the State for the protection of the public health."

Re-reported bill No. 74 with amendment.

Mr. Gransback, from the same committee, to which was re-committed a bill, entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of cerificates of births and deaths and burial or removal permits requiring prompt returns to the central bureau of vital statistics at the Capitol of the State as required to be established by the State Board of Health and to insure the 'thorough organization and efficiency of the registration of vital statistics throughout the State,' as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, eighteen hundred and eighty-five, and making an appropriation for establishing and maintaining such a bureau and providing penalties."

Re-reported bill No. 72 with amendment.

Mr. Cumings, from the same committee, to which was committed a bill, entitled "An act to prohibit the throwing of waste paper, sweepings, ashes, household waste or rubbish of any kind into any paved street in any city in this Commonwealth, or to disturb the contents of any receptacle placed upon the street or sidewalk for collection."

Reported bill No. 248 without amendment.

Mr. Crawford, from the Committee on Public Roads and Highways, to which was committed a bill, entitled "An act to repeal sections six and seven of an act, entitled 'An act relating to roads and bridges in Washington county,' approved the thirteenth day of March, one thousand eight hundred and fifty-nine, as extended to Lycoming county by an act entitled 'An act relating to roads and bridges in Washington county extended to Lycoming and Indiana counties,' approved the twelfth day of March, one thousand eight hundred and sixty, so for as the same relate to Lycoming county."

Reported Senate bill No. 249 (House No. 32) without amendment.

He also, from the same committee, to which was committed a bill entitled "An act to repeal an act, entitled 'An act relating to the roads of Birmingham township, Chester county,' approved the ninth day of April, Anno Domini, one thousand eight hundred and seventy-two."

Reported Senate bill No. 250 (House No. 75) without amendment.

He also, from the same committee, to which was committed a bill entitled "An act to repeal an act, entitled 'An act to incorporate the Coatesville, Nortonville and Doe Run Plank Road Company, relative to the repair of public roads in Birmingham township, Delaware county, and relative to the Darby and Upper Darby Plank Road Company,' approved the twenty-sixth day of March, Anno Domini, one thousand eight hundred and fifty-three."

Reported Senate bill No. 251 (House No. 95) without amendment.

Mr. Roberts, from the Committee on Judiciary General, to which was re-committed a bill, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini, one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions and regulating such proceedings,' approved the eleventh day of May, Anno Domini, one thousand nine hundred and one, by providing that those townships having a population of at least two hundred and fifty to the square mile shall be townships of the first class."

Re-reported Senate bill No. 181 (House No. 113) with amendment.

Mr. Cumings, from the Committee on Agriculture, to which was committed a bill, entitled "An act to further define the duties and powers of the State Live Stock Sanitary Board to prevent the spread of dangerous contagious or infectious diseases among domestic animals, to require reports to be made of the existence of such diseases, to limit appraisements and payments for animals that it may be necessary to destroy, to prevent the spread of disease, to protect milk supplies from contamination, to authorize co-operation with

local boards of health, and to prescribe penalties for the violation of the provisions hereof."

Reported Senate bill No. 252 (House No. 149) with amendment.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act supplementary to an act, entitled 'An act for the compilation of the Laws of the Province and Commonwealth of Pennsylvania prior to the year one thousand eight hundred,' approved the nineteenth day of May, one thousand eight hundred and eighty-seven, continuing the commissioners appointed in accordance with the provisions of said act for the further period of two years, and making an appropriation for the expenses therein referred to."

Which was committed to the Committee on Appropriations.

Mr. McNichol read in his place and presented to the Chair a bill, entitled "An act creating the Water Supply Commission of Pennsylvania, defining its duties, fixing the scope of its authority and powers, and making an appropriation for the payment of the salaries and expenses connected therewith."

Which was committed to the Committee on Finance.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act amending the first section of the act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved the sixth day May Anno Domini, eighteen hundred and eighty-seven."

Which was committed to the Committee on Finance.

Mr. McNees read in his place and presented to the Chair a bill, entitled "An act authorizing the State Treasurer of Pennsylvania to require additional security from any bank, banking institution or trust company in which the funds of the State are deposited."

Which was committed to the Committee on Finance.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act to amend the second section of an act, approved the ninth day of July, Anno Domini, one thousand eight hundred and ninety-seven, entitled 'An act providing for the classification of real estate and other property for the purposes of taxation and for the election of assessors and prescribing the duties therof in cities of the second class providing for notice of assessment of property and the method of appeal."

Which was committed to the Committee on Municipal Affairs.

On motion of Mr. Woods (Allegheny),

The following preamble and resolution were twice read, considered and agreed to, viz.:

Whereas, A bill for the abrogation of capital punishment in Pennsylvania is now pending before the General Assembly, and

Whereas, the question is one of momentous importance and devolves upon this Assembly the grave responsibility of meting it in the manner most beneficial to the well being of the State, and

Whereas. It will be a great help to a proper and comprehensiveconsideration of the question to have before us what has been done in our own state, what has been done in our sister states, and in other countries, with statistics, together with the opinions of the most eminent writers on the subject; therefore be it

Resolved (if the House of Representatives concur), That there be printed for the use of the Senate and House of Representatives one thousand copies of a pamphlet containing the following:

"The Report of the Majority and Minority of the Select Committee of the House Relative to the Abrogation of Capital Punishment, 1846."

"Pamphlet containing matter and statistics used before the Massachusetts Legislature when a similar bill was pending in 1899."

"Wendell Phillips on Capital Punishment."

"The Next Step in the Evolution of Punishment," 27 New Jersey Law Journal, page 70.

"Can Capital Punishment be Longer Justified," 10 Criminal Law Magazine, page one.

"Capital Punishment in Maine."

Provided, That the cost of the preparation and printing said pamphlet shall not exceed the sum of one hundred and fifty dollars.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

The Clerk of the House being introduced, presented the following extract from the Journal of the House, which was read as follows, viz:

In the House of Representatives, March 15, 1905.

Resolved (if the Senate concur), That House bill No. 83, File Folio No. 409, entitled "An act to further amend an act, entitled "An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry,' approved the twenty-third day of June, one thousand eight hundred and eighty-five,"

Be recalled from the Governor for the purpose of amendment.

The foregoing resolution having been read, considered and concurred in,

Ordered, That the Clerk inform the House of Representatives accordingly.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 10. "An act authorizing the judges of the courts of common pleas, oyer and terminer and quarter sessions to determine the number of jurors to be summoned and returned to serve in such courts."

With information that the House of Representatives has passed the same without amendment.

He also presented for concurrence bills numbered and entitled as follows, viz:

House No. 53. "An act increasing the number of persons who shall be summoned and returned as jurors in the courts of common pleas in counties having three or more courts of common pleas."

House No. 90. "An act to repeal an act, entitled 'An act to designate a uniform date when commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments and the re-assessment between the periods of the triennial assessment of property and fixing the time for the return thereof."

Which were committed to the Committee on Judiciary General.

House No. 116. "An act, entitled 'An act regulating the employment of minor children in or about any anthracite coal mine or colliery prohibiting the employment of any child under the age of sixteen years inside of any anthracite coal mine, prohibiting the employment of any child under fourteen years of age in or about any anthracite coal breaker or colliery or the outside workings thereof; prohibiting the employment of any minor child of any age in or about either the inside workings of any anthracite coal mine or in or about any anthracite coal breaker or colliery or the outside workings thereof, unless the person, firm or co-partnership or corporation employing said minor child shall first obtain and file the employment certificate as provided for by this act and carry out the other duties provided by this act, fixing the duties of the common school superintendents or in the absence of such an officer, then that of principal teacher of any city, borough or township as relates to the issuance of said employment certificates and the other duties, provided by this act, declaring what said employment certificate shall contain, providing for the form and wording of said employment certificates and the issuance of the blank forms by the Department of Mines of this Commonwealth, making false swearing to any certificate provided for by this act, to be perjury and punishable as such, providing that the failure of any employer of minor children to produce the certificate required by this act, upon demand of the proper persons, shall be prima facie evidence of the illegal employment of said minor children, fixing the duty of truant or school attendance officers as to carrying out the provisions of this act giving to the common school superintendent or in the absence of such an official then to the principal teacher of any city, borough or township the same power to administer oaths or affirmations as is now given to notaries public in all matters connected with the proper enforcement of this act, providing a penalty for the violation of the provisions of this act."

Which was committed to the Committee on Mines and Mining.

House No. 171. "An act to continue the existence of commissioners for the promotion of uniformity of legislation in the United States provided for in the act of the General Assembly of the

Commonwealth of Pennsylvania, approved the twenty-third day of May, Anno Domini one thousand nine hundred and one."

House No. 179. "An act making an appropriation for the selection of a site in western Pennsylvania, upon which buildings shall be erected for a sanatorium to treat cases of incipient tuberculosis and for the maintenance of patients therein by the Commissicner of Forestry and empowering him to conduct and govern the same."

House No. 180. "An act making an appropriation for the maintenance of the South Mountain Camp Sanatorium, near Mont Alto, Franklin county, Pennsylvania, for the erection and equipment of additional buildings for the maintenance of the patients and for the installation of a general heating, lighting and drainage system."

House No. 181. "An act to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane approved June thirtieth, one thousand eight hundred and eighty-three, and June twenty-second, one thousand eight hundred and ninety-two, and June twenty-sixth, one thousand eight hundred and ninety-five, and May twenty-fifth, one thousand eight hundred and ninety-seven, and May tenth, one thousand eight hundred and ninety-nine, and making an appropriation therefor and providing for an additional appropriation for the care and detention of the chronic insane under the provisions of the act approved June twenty-second, one thousand eight hundred and ninety-one, during the two fiscal years beginning June first, one thousand nine hundred and five."

Which were committed to the Committee on Appropriations.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 171, entitled "An act to amend section one of an act approved the eleventh day of July, Anno Domini one thousand nine hundred and one, entitled 'An act to provide for the attendance and for reports of attendance of the children in the schools of this Commonwealth,' providing that certificate of age and ability to read and write the English language intelligently be issued only by the superintendent of schools in cities and boroughs and by the secretary of the school board in rural districts."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Crawford, Cumings, Dewalt, Gerberich,

Goehring, Gransback, Grim, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Zern—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 39, entitled "An act providing for and defining the rights, remedies, duties and liabilities of purchasers of real estate at judicial sales and of their grantees, heirs and devises and of the persons then in possession thereof."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Cumings, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White and Sproul, President pro tempore—28.

NAYS.

Messrs. Danner, Dewalt, Freeland, Goehring, Grim, Hall, Herbst, Hill and Woods (Allegheny)—9.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 188, entitled "An act to amend section one of an act, entitled 'An act requiring recorders of deeds to prepare and keep

in their respective offices general, direct and adsectum indexes of deeds and mortgages recorded therein, prescribing the duty of said recorders, declaring that the entries in said general indexes shall be notice to all persons,' approved the eighteenth day of March, one thousand eight hundred and seventy-five, designating the indexes to be prepared and kept by the recorder for the indexing of deeds and mortgage."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny) and Sproul, President pro tempore —39.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 189 (House No. 126), entitled "An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets, lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Herbst, Keyser, Manbeck, McNees, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny) and Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 190, entitled "An act to provide for the qualifications of road jurors and viewers in all proceedings for the laying out of roads and highways and for the assessment of damages and benefits arising out of the opening, widening, narrowing, vacating or changing of grade of streets, roads and highways, the construction of bridges, sewers, abutments and embankments and the laying of water pipes, the condemnation of property for park purposes reservoirs, school-houses, police and fire patrol houses or other public purposes, construction of elevated railroads, steam railroads, subways and pipe lines and for all purposes for which jurors or viewers are appointed by the courts to ascertain the damages or benefits caused by the exercise of the power of eminent domain."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, McNees, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 192, entitled "An act supplementary to an act, entitled 'An act for the regulation and government of the State Library approved the thirteenth day of May, Anno Domini one thousand eight hundred and eighty-nine,' fixing the time during which the State Library shall be kept open to the public and providing for additional employes for such purposes and making an appropriation for the payment of their services for the two years beginning June first, one thousand nine hundred and five."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McNichol, McPherson, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore —37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

A motion was made by Mr. McPherson,

That Senate bill No. 177 (House No. 89), on final passage postponed for the present, entitled "An act to empower the State Forestry Reservation Commission to grant rights for the use of the waters upon the State Forest Reservation lands and prohibiting grants of the use of waters upon the State Forest Reservation lands in any charter issued to private corporations organized for

the purpose of collecting, impounding and selling waters to the citizens of this Commonwealth."

Be re-committed to the Committee on Judiciary General.

Which was agreed to.

On motion of Mr. Thomas,

The following resolution was twice read, viz:

Resolved (if the House concur), That all papers filed in the office of the Secretary of the Commonwealth, in accordance with the acts of March 3, 1870, April 5, 1870, June 30, 1885, June 2, 1891, April 18, 1877, May 15, 1893, June 8, 1901, relating to the examination of candidates for the office of Mine Inspector in the anthracite and bituminous coal regions of Pennsylvania, be transferred to the Department of Mines.

On the question,

Will the Senate agree to the same?

A motion was made by Mr. Scott,

That said resolution be referred to the Committee on Judiciary General.

Which was agreed to.

The title of the following bills, which had passed both houses of the General Assembly, having been publicly read immediately before sigining, the President pro tempore, in presence of the Senate signed the same, viz:

House No. 10 "An act amending section nine of an act, approved May fifth, one thousand eight hundred and ninety-nine, entitled 'An act supplementing and amending an act, entitled 'An act to establish an intermediate court of appeal regulating its constitution, officers, jurisdiction powers, practice, and its relation to the Supreme Court and other Courts providing for the reports of its decisions, the compensation of the judges and other officers and the practices and costs on appeals from its judgments,' approved June twenty-fourth, Anno Domini, one thousand eight hundred and ninety-five."

House No. 27. "An act amending the first, second and third sections of an act, entitled 'An act authorizing the condemnation of real estate needed for the use of State normal schools,' approved tenth July, one thousand nine hundred and one, and extending it to the condemnation of servitudes, easements of way and streets or alleys opened or unopened, laid out and dedicated by the proprietors of town plots but not under public supervision or control and close the same or portions thereof and providing for the payment of costs on appeal.

House No. 68. "An act to amend an act, entitled 'An act for the protection of the health of persons addicted to the smoking of cigar-

ettes and imposing a fine for the violation of its provisions,' approved April fourth, Anno Domini, one thousand nine hundred and three."

House No. 87, "An act to amend an act, entitled "An act ceding, concurrent jurisdiction of this State over certain lands owned or hereafter acquired by the United States,' approved the thirteenth day of June, one thousand eight hundred and eighty-three."

The Private Secretary of the Governor being introduced, presented several communications in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 14, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 43, entitled "An act to amend the final clause of section three of an act, entitled 'An act to establish an intermediate court of appeal regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments,' approved the twenty-fourth day of June, eighteen hundred and ninety-five, providing for the furnishing of stationery, blank books, printing and supplies for the said Superior Court."

SAM'L W. PENNYPACKER.

Laid on the table.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, February 15, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for advice and consent of the Senate, David T. McKay, Jr., to be Prothonotary of the Court of Common Pleas, in and for the county of Crawford, to serve until the first Monday in January, 1906, vice Wm. S. Rose, deceased.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg March 15, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following

named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Adams County.

John L. Kendlehart, Gettysburg, March 27, 1905.

Allegheny County.

Jno. A. McLean, Pittsburg, March 15, 1905.
Geo. A. McLaughlin, Pittsburg, March 15, 1905.

Berks County.

Foster S. Biehl, Reading, March 15, 1905.

Erie County.

Monroe Echols, Erie, March 27, 1905.

Greene County.

L. Granbee, Wayne township, March 15, 1905.

Northumberland County.

J. Simpson Kline, Sunbury, March 19, 1905.

Schuylkill County.

W. W. Scott, Minersville, March 15, 1905.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 14, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public for the Comonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

P. R. Hilleman, Pittsburg, March 14, 1905.
Henry I. Thomson, Pittsburg, March 14, 1905.
George W. Coursin, Glassport, March 14, 1905.
David J. Marshall, Pittsburg, March 19, 1905.
William J. White, Pittsburg, March 27, 1905.

Montgomery County.

William H. Taggart, New Hanover Township, March 14, 1905.

Philadelphia County.

Charles Rieder, Jr., Philadelphia, March 14, 1905.
O. Rodger Melling, Philadelphia, March 14, 1905.
John C. Biecker, Philadelphia, March 14, 1905.

Wyoming County.

William S. Decker, Nicholson, March 14, 1905.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Stober.

That the rule which requires nominations made by the Governor, to lie on the table five days, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to,

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of David T. McKay, Jr., to be Prothonotary of the Court of Common Pleas, in and for the county of Crawford, to serve until the first Monday in January, 1906, vice Wm. S. Rose, deceased.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McNichol, McPherson, Miller Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affimative.

A motion was made by Mr. White,

That the Senate do advise and consent to the nomination of the following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Adams County.

John L. Kendelhart, Gettysburg, March 27, 1905.

Allegheny County.

Jno. A. McLean, Pittsburg, March 15, 1905.
Geo. A. McLaughlin, Pittsburg, March 15, 1905.

Berks County.

Foster S. Biehl, Reading, March 15, 1905.

Erie County.

Monroe Echols, Erie, March 27, 1905.

Greene County.

L. Granbee, Wayne township, March 15, 1905.

Northumberland County.

J. Simpson Kline, Sunbury, March 19. 1905.

Schuylkill County.

W. W. Scott, Minersville, March 15, 1905.

The following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

P. R. Hilleman, Pittsburg, March 14, 1905.
Henry I. Thomson, Pittsburg, March 14, 1905.
George W. Coursin, Glassport, March 14, 1905.
David J. Marshall, Pittsburg, March 19, 1905.
William J. White, Pittsburg, March 27, 1905.

Montgomery County.

William H. Taggart, New Hanover Township, March 14, 1905.

Philadelphia County.

Charles Rieder, Jr., Philadelphia, March 14, 1905.
O. Rodger Melling, Philadelphia, March 14, 1905.
John C. Biecker, Philadelphia, March 14, 1905.

Wyoming County.

William S. Decker, Nicholson, March 14, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Mr. White, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation to Todd Sanitarium."

Reported bill No. 253 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act providing for the acquisition by the State of certain ground at Fort Washington, in Montgomery county, for a public park and making an appropriation therfor."

Reported bill 254 without amendment.

He also, from the same committee, to which was comitted a bill, entitled "An act making an appropriation for suitable monuments to be erected to the memory of Generals John F. Hartranft and Winfield Scott Hancock at the borough of Norristown, Montgomery county, Pennsylvania, and providing for the appointment of commissioners to supervise the erection thereof."

Reported bill No. 255 without amendment.

Mr. Dewalt, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to provide for the erection of township supervisors and to fix their term of office."

Reported bill No. 256 without amendment.

Mr. Crawford, from the Committee on Finance, to which was committed a bill entitled "An act creating the Water Supply Commission of Pennsylvania, defining its duties, fixing the scope of its authority and power, and making an appropriation for the payment of the salaries and expenses connected therewith."

Reported bill No. 257 without amendment.

Mr. White, from the Committee on Appropriations, to which was committed a bill, entitled "An act providing for the removal of the Penitentiary for the Eastern district of Pennsylvania from its present location, the selection of a site and creation thereon of a building or buildings of larger capacity, and making an appropriation therefor."

Reported bill No. 258 without amendment.

Mr. Bolard from the Committee on Agriculture to which was committed a bill, entitled "An act to amend an act, entitled 'An act to establish the State Live Stock Sanitary Board of Pennsylvania and to provide for the control and suppression of dangerous, contagious or infectious diseases of domestic animals,' approved the twenty-first day of May, Anno Domini one thousand eight hundred and ninety-five, so as to authorize the State Live Stock Sanitary Board to conduct sanitary investigations in relation to the."

Reported Senate bill No. 259 (House No. 146), with amendment.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 193, entitled "An act for the purpose of securing better police protection for the rural districts of this Commonwealth, the creation and incorporation of police districts and the establishment of rural police."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 194, entitled "An act providing that property provided and maintained by public or private charity and used for public libraries, museums or art galleries shall be exempt from taxation during such use."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 195, entitled "An act to validate certain judgments

and titles to real estate, notwithstanding a failure to comply with all the requirements of the tenth clause of section one of an act approved the ninth day of July, Anno Domini one thousand nine hundred and one, entitled 'An act relating to the service of certain process in actions at law and the effect thereof, and providing who shall be made parties to certain writs."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 196, entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of the act of twenty-sixth April, one thousand eight hundred and fifty-five validating the same for the period of two years and authorizing amendments to said charters containing the provisions of said section seven of the act of twenty-sixth April, one thousand eight hundred and fifty-five and of the act of second June, one thousand eight hundred and eighty-seven."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 197, entitled "An act amending article two of an act, entitled 'A further supplement to an act, entitled 'An act to reform the penal laws of this Commonwealth,' approved April twenty-third, Anno Domini one thousand eight hundred and twenty-nine."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 198, entitled "An act authorizing the State Treasurer to refund to C. C. Dunkle the amount paid for his commission as notary public."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 215 (House No. 167), entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini, one thousand eight hundred and eighty-seven, requiring that on and after January first, one thousand nine hundred and six, all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act, shall be graduates of a reputable college of pharmacy."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

The title of the following bills which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore in presence of the Senate, signed the same, viz:

Senate No. 14. "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number five, and providing for the election and appointment of judges for said court."

Senate No. 15. "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number four and providing for the election and appointment of judges for said court."

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 199, entitled "An act relating to mortgages and the validity, record and effect thereof."

And said bill having been read at length the first time

Ordered, To be laid aside for second reading.

A motion was made by Mr. Grim,

That the foregoing Senate bill No. 199, be recommitted to the Committee on Judiciary General,

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate No. 200 (House No. 2), entitled "An act to amend the act, of Assembly of this Commonwealth, entitled 'An act relating to the commencement of actions,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, so as to make all the provisions of said act apply to all actions ex delicto as well as all actions ex contractu."

And said bill having been read at length the first time

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 201 (House No. 155), entitled "A joint resolution whereas the United States Government through its Fish Commissioner has made the request that so much of the Torresdale Fish Hatchery, situated on the Delaware river at Torresdale, Philadelphia, devoted to the propagation of shad, shall be placed under control of the said United States Fish Commissioner during the coming season for operation."

And said bill having been read at length the first time

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 203, entitled "An act relating to deeds and the validity, record and effect thereof."

And said bill having been read at length the first time

Ordered, To be laid aside for second reading.

A motion was made by Mr. McPherson,

That the foregoing Senate bill No. 203, be recommitted to the Committee on Judiciary General.

A motion was made by Mr. Phillips,

That Senate bill No. 73, on third reading, entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania which was approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, requiring that on and after January first, one thousand nine hun-

dred and six, all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act, shall be graduates of a reputable college of pharmacy."

Be omitted from the Calendar.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 204 (House No. 109), entitled "An act declaring valid and indefeasible as to any right of escheat in this Commonwealth, the title to real estate composing its manufacturing establishment taken by a foreign corporation engaged in this Commonwealth in the business of manufacturing any product of iron or steel in its corporate name which has mortgaged the same to secure its bonds."

And said bill having been read at length the first time

Ordered, To be laid aside for second reading.

A motion was made by Mr. Scott,

That the foregoing Senate bill No. 204 (House No. 109), be recommitted to the Committee on Finance.

Which was agreed to.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 205, entitled "An act to amend the second section of an act, entitled 'An act regulating the sale of consentrated commercial feeding stuffs prohibiting their adulteration, providing for the collection of samples, the expenses of the enforcement of the law and fixing penalties for its violation,' so as to extend the application of the term commercial feeding stuffs."

And said bill having been read at length the first time.,

Ordered, To be laid aside for second reading.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 206 (House No. 94), entitled "An act to provide for the better protection and preservation of sheep within this Commonwealth and providing penalties for violation of its several provisions."

And said bill having been read at length the first time.,

Ordered, To be laid aside for second reading.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 207, entitled "An act relating to sheriff's and coroner's deeds."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Grim,

That the foregoing Senate bill, No. 207, be recommitted to the Committee on Judiciary General.

Which was agreed to,

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 208 (House No. 103), entitled "An act to repeal an act, entitled 'An act to detach the farms of Amos S. Hancox and John Brown from Oil Creek township, Crawford county, and to attach them to Cherry Tree township, Venango county, for school purposes,' approved the sixth day of April, Anno Domini, one thousand eight hundred and seventy."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 209 (House No. 105), entitled "An act to repeal so much of an act, entitled 'An act annexing the farm of John Hamilton in Sandy Lake township, Mercer county, to Worth township, in said county for school purposes, and the farms of certain persons in the township of Troy, in the county of Crawford, and the township of Plum, in Venango county, to the township of Cherry Tree, Venango county, for school purposes,' as annexes the farms of certain persons in the township of Troy in the county of Crawford, and the township of Plum, in Venango county, to the township of Cherry Tree, Venango county, for school purposes, approved the twelfth day of April, Anno Domini, one thousand eight hundred and sixty-seven.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 210, entitled "An act in relation to railroads under lease."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 211, entitled "An act to empower railroad companies to change the location and grade or either of bridges and their approaches belonging to bridge corporations to accommodate the location and construction of their railroad or the changing, relocating, widening, straightening or improvement thereof."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 212, entitled "An act regulating the manufacture and sale of fruit syrups, prepared fruit, and fruit products for use in soda water, carbonated beverages, soft drinks, ices and ice creams and permitting the use of certain maximum proportions of sodium benzoate and of harmless vegetable coloring matter therein, providing for the enforcement thereof and repealing all acts or parts of acts inconsistent herewith."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 213 (House No. 128), entitled "An act to provide for the beter protection of life and property by the examination and licensing of engineers having charge of steam boilers, steam engines and appliances connected therewith in cities of the second and third class of this Commonwealth and providing penalties for violation."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order

The Senate proceeded to the first reading and consideration of Senate bill No. 214 (House No. 166), entitled "An act amend the fourth section of an act, entitled 'An act to protect the health of the domestic animals of the Commonwealth of Pennsylvania,' approved the twenty-sixth day of May, Anno Domini, one thousand eight hundred and ninety-seven, by prescribing penalties and methods of procedure for the enforcement of the provisions of said act."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

The Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the State Senate, March 15, 1905.

Resolved (if the House of Representatives concur), That when the Senate adjourns to-day, it adjourns to meet on Monday, March 20, 1905, at nine o'clock, P. M.

A motion was made by Mr. Keyser,

That the Senate do now adjourn,

Which was agreed to,

Whereupon,

The President pro tempore adjourned the Senate until Monday evening, March 20th, 1905, at nine o'clock.

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MONDAY, March 20, 1905.

The President in the Chair.

Mr. Stober asked and obtained leave of absence for Mr. Quail for this week on account of illness.

Mr. Stober, from the Committee on Finance, to which was committed a bill, entitled "An act amending the first section of the act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved the sixth day of May, Anno Domini, one thousand eight hundred and eighty-seven."

Reported bill No. 260 without amendment.

Mr. Herbst, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to provide for the licensing by the Department of Public Health and Charities in cities of the first class of any person other than an institution duly incorporated for the purpose, who takes into custody for hire or reward a child or children under the age of three years, empowering the said Department to provide regulation and inspection for the same and imposing a penalty."

Reported bill No. 261 without amendment.

Mr. Scott, from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act to authorize the paving in cities of the first class where property is assessed at suburban rates."

Reported Senate bill No. 262 (House No. 59), without amenment.

Mr. Crawford, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to regulate the employment in all kinds of industrial establishments of women and children em-

ployed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments and of men, women and children in school houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusement in which proper fire escapes, exits and extinguishers are required to provide for the health of all employes, and of men, women and children in all such establishments, storehouses and buildings by proper santary appliances, and to provide for the appointment of inspectors, office clerks and others who with the Chief Factory Inspector shall constitute the Department of Factory Inspection to enforce the same and providing penalties for violation of the provisions thereof."

Reported bill No. 263 without amendment.

Mr. Woods (Allegheny), from the Committee on Finance, to which was committed a bill, entitled "An act declaring valid and indefeasible as to any right of escheat composing its manufacturing establishment taken by a foreign corporation engaged in this Commonwealth in the business of manufacturing any product of iron or steel in its corporate name which has mortgaged the same to secure its bonds."

Re-reported Senate bill No. 204 (House No. 109) without amendment.

Mr. Bolard, from the Committee on Game and Fish, to which was committed a bill, entitled "An act to provide for the better protection of deer and fawn within this Commonwealth and prescribing penalties for violation of its several provisions."

Reported Senate bill No. 264 (House No. 107) with amendment.

Mr. Stineman, from the Committee on Public Grounds and Buildings, to which was re-committed a bill, entitled "An act to amend the first, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections of an act, entitled 'An act relating to the Public Grounds and Bunildings, defining the powers of commissioners authorizing the Board of Commissioners to carry into effect the provisions of section twelve, article three of the Constitution relative to contracts for etationary supplies, fuel, furniture furnishings, distribution of documents, repairs, alterations or improvements and other mat ters needed by the Legislature, the several departments, boards and commissions of the State Government and Executive Mansion, authorizing the appointment of a superintendent and defining his powers, authority and duties and providing for the appointment of subordinate officers required by this act and fixing the compensation of the same,' approved the twenty-sixth day of March, Anno Domini, eighteen hundred and ninety-five, further providing for the custody maintenance and protection of the public grounds and buildings."

Re-reported bill No. 191 without amendment.

Mr. Grim, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to provide for the draining of swampy and wet lands and the assessment and collection of the costs thereof from the owners of the property thus improved."

Reported Senate bill No. 265 (House No. 98) without amendment.

Mr. Shepard, from the Committee on Judiciary General, to which had been referred concurrent resolution offered by Mr. Thomas, as follows, viz:

In the Senate, March 15, 1905.

Resolved (if the House concur), That all papers filed in the office of the Secretary of the Commonwealth, in accordance with the acts of March 3, 1870, April 5, 1870, June 30, 1885, June 2, 1891, April 18, 1877, May 15, 1893, June 8, 1901, relating to the examination of candidates for the office of mine inspector in the anthracite and bituminous coal regions of Pennsylvania, be transferred to the Department of Mines.

Reported the same as committed,

Said resolution having been read,

On the question,

Will the Senate agree to the same?

It was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Mr. McPherson read in his place and presented to the Chair a bill, entitled "An act to provide for the transfer to the State Librarian of certain public documents now in the possession or that may hereafter come into the possession of the Secretary of the Commonwealth for sale and distribution."

Which was committed to the Committee on Library

Mr. Thomas read in his place and presented to the Chair a bill, entitled "An act to amend clause one of section thirty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and allowing telegraph and telephone lines to be constructed, also in subways under the public roads, streets, lanes and highways of this State."

Which was committed to the Committee on Corporations.

He also read in his place and presented to the Chair a bill, entitled "An act providing for the determination by the court of common pleas of the proper county, of all disputes as to the reasonableness of the amount of license fees, between municipal corporations and telegraph, telephone, or light or power companies."

Which was committed to the Committee on Corporations.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act to authorize the defendant in any cause to offer testimony after a motion to direct a verdict for the defendant has been made and denied."

Which was committed to the Committee on Judiciary Special.

Mr. Woods (Allegheny), read in his place and presented to the Chair a bill, entitled "An act to amend section three of an act, entitled 'An act to carry into effect section five of article fourteen, of the Constitution, relative to the salaries of county officers, and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants,' approved the thirty-first day of March, Anno Domini, one thousand eight hundred and seventy-six."

Which was committed to the Committee on Judiciary General.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act to create and establish a State Board of Conciliation for the adjustment of differences between employers of labor and their employes, prescribing its duties and making an appropriation therefor."

Which was committed to the Committee on Judiciary General.

Mr. Cumings read in his place and presented to the Chair a bill, entitled "An act to regulate the publication, binding and distribution of the public documents of this Commonwealth."

Which was committed to the Committee on Judiciary General.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act providing for pensions for persons engaged in services of teaching and supervising in the public schools."

Which was committed to the Committee on Education.

Mr. Stineman read in his place and presented to the Chair a bill, entitled "An act fixing the number, compensation, mileage and duties of the officers of the General Assembly, and providing for their election or appointment and manner of filling vacancies."

Which was committed to the Committee on Finance.

Mr. Fisher read in his place and presented to the Chair a bill, entitled "An act to amend an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia and defining the powers and duties of the same,' providing for the support of minor children of absentees out of the absentees estate."

Which was committed to the Committee on Judiciary Special.

Mr. Irvin read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Central State

Normal School of Pennsylvania, located at Lock Haven, in the county of Clinton, for the two fiscal years beginning June one, Anno Domini one thousand nine hundred and five."

Which was committed to the Committee on Appropriations.

Mr. Miller read in his place and presented to the Chair a bill, entitled "An act providing a penalty for making usurious loans."

Which was committed to the Committee on Judiciary Special.

Mr. Roberts read in his place and presented to the Chair a bill, entitled "A supplement to an act approved the twenty-third day of April, Anno Domini one thousand nine hundred and three, to provide for the valuation of real estate for taxation in the townships of the first class and fixing the compensation of assessors in such townships."

Which was committed to the Committee on Judiciary Special.

He also read in his place and presented to the Chair a bill, entitled "An act to regulate hawking, peddling and vending in townships of the first class, empowering the commissioners thereof to grant licenses therefor and to fix by ordinance the amount to be paid for such license and authorizing and imposing fines, penalties and punishments for violations thereof."

Which was committed to the Committe on Judiciary Special.

He also read in his place and presented to the Chair a bill, entitled "An act to provide for the ascertainment and assessment of damages to the business of owners, lessees and others having estates or interest in land taken by municipal, railroad and other corporations for public use."

Which was committed to the Committee on Judiciary General.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act to validate sales of real estate upon writs of levari facias, awarded upon judgments obtained upon writs of scire facias for mortgage issued subsequent to the passage of an act, entitled 'An act relating to the service of certain process in actions at law, and the effect thereof, and providing who shall be made parties to certain writs,' approved the ninth day of July, Anno Domini one thousand nine hundred and one, and prior to the passage of this act, in all cases in which the affidavit required by division of section one of said act has not been filed with the praecipe, and the proceedings subsequent to the filing of the praecipe have not been in accordance with the provisions of said act but in accordance with the provisions of acts in force prior to its passage, so as to vest in the purchasers the title to said real estate with the same force and effect as if the proceedings upon said writs of scire facias for mortgage had been had prior to the passage of said act of July ninth, Anno Domini one thousand nine hundred and one, unless within one year after the passage of this

act an entry be made upon such real estate or an action of ejectment be brought for its recovery by those who were the real owners thereof when said writs of scire facias were issued or by the persons claiming under such owners."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act amending section third of an act, entitled 'An act to establish a State Board of Health for the better protection of life and health, and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved the third day of June, Anno Domini one thousand eight hundred and eighty-five, by providing that the Secretary of said Board shall receive an annual salary of three thousand five hundred dollars, instead of that of two thousand dollars."

Which was committed to the Committee on Public Health and Sanitation.

He also read in his place and presented to the Chair a bill, entitled "An act to amend the nineteenth section of an act, entitled 'An act to regulate the publication, binding and distribution of the public documents of this Commonwealth,' approved the second day of May, Anno Domini, one thousand eight hundred and ninety-nine."

Which was committed to the Committee on Public Printing.

He also read in his place and presented to the Chair a bill, entitled "An act making an appropriation to the Messiah Home Orphanage of the City of Harrisburg, Pennsylvania."

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair a bill, entitled "An act providing for the presentation of libels in divorce to the several courts of common pleas and awarding of subpoenas thereon."

Which was committed to the Committee on Judiciary General.

By request of Mr. Catlin,

Mr. Brown read in his place and presented to the Chair a bill, entitled "An act regulating the duties of borough and township auditors."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act creating the Department of State Police, providing for the appointment of a Superintendent thereof, together with the officers and men, who shall constitute the force, defining their powers and duties, and making an appropriation for the expenses connected therewith."

Which was committed to the Committee on Judiciary General.

Mr. Hackett read in his place and presented to the Chair a bill, entitled "An act to repeal an act approved the seventeenth day of April, A. D. 1867, entitled 'An act to extend the provisions of an act to prohibit the issuing of licenses within certain boroughs in the counties of Armstrong, Potter, Indiana and Perry, or within two miles of the same, in the counties in which such boroughs are located, approved the twenty-sixth day of March, 1866, to the boroughs of West Newton and Mount Pleasant, in the County of Westmoreland, in so far as the same relates to the borough of West Newton, in the County of Westmoreland."

Which was committed to the Committee on Law and Order.

Mr. Irvin read in his place and presented to the Chair a bill, entitled "An act authorizing the State Treasurer to refund moneys erroneously paid on applications for warrants for vacant land."

Which was committed to the Committee on Judiciary General.

On motion of Mr. Grim,

The following resolution was twice read, viz.:

Resolved, That the Election Committee be discharged from the further consideration of a bill providing for the personal registration of voters in the cities of this Commonwealth."

On the question,

Will the Senate agree to the same?

The yeas were required by Mr. Herbst and Mr. Grim, and were as follows, viz.:

YEAS.

Messrs. Calpin, Dewalt, Freeland, Goehring, Grim, Herbst, Hill, Irvin, McPherson and Zern—10.

NAYS.

Messrs. Brown, Catlin, Crawford, Cumings, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Keyser, Manbeck, Matson, McNees, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland)—29.

So the question was determined in the negative.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 20, 1905.

To the Honorable, the Senate and House of Representatives of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor herewith to transmit the report of the Louisiana Purchase Exposition Commission of the Commonwealth of Pennsylvania."

SAM'L W. PENNYPACKER.

## REPORT OF THE LOUISIANA PURCHASE EXPOSITION COMMISSION.

February 4, 1905.

To the Chairman and Members of the Executive Committee, Louisiana Purchase Exposition, of Pennsylvania:

The Executive officer has the honor to make the following report of the work of the Commission from the beginning:

By a joint resolution of the Legislature approved February 4, 1903, provision was made for the participation by the State of Pennsylvania in the Louisiana Purchase Exposition, by the erection of a suitable State building and extending aid to exhibitors in order to secure a proper representation on the part of this Commonwealth, and three hundred thousand dollars was appropriated, or as much thereof as necessary, to cover the cost of the same. By this resolution Governor Samuel W. Pennypacker was made president of the Commission, and Lieutenant Governor William M. Brown, President of the Senate John M. Scott, Speaker of the House of Representatives Henry F. Walton, State Treasurer Frank G. Harris, Auditor General Edmund B. Hardenbergh, Secretary of Internal Affairs Isaac B. Brown were directly named as members of the Pennsylvania Commission. The Governor appointed the following: William S. Harvey, Morris L. Clothier, Joseph M. Gazzam, George H. Earle, Jr., Charles B. Penrose, George T. Oliver, H. H. Gilkyson, Hiram Young, James Pollock and James McBrier. The President of the Senate appinted the following: Theodore B. Stulb, John Hamilton, William B. Kirker, William Wayne, John A. F. Hoy, Fred T. Ikeler, William H. Ulrich, A. F. Cooper, Frank B. McClain, George J. Hartman. The State Treasurer was designated as treasurer of the commission.

The Commission organized on April 24, 1903. Under a resolution adopted, the President appointed an executive committee of nine members, consisting of Henry F. Walton, chairman; John C. Grady, William S. Harvey, Edmund B. Hardenbergh, J. Henry Cochran, George T. Oliver, John M. Scott, William P. Snyder, James Pollock. Under the same resolution the President appointed James H. Lambert, of Philadelphia, executive officer; Bromley Wharton, secretary of the Commission. The Executive Committee subsequently appointed George J. Brennan, secretary thereof.

The Executive Committee was "authorized to act for the Commission in the selection of a site for the Pennsylvania Building and decide upon the plan thereof; to advertise for proposals for the erection and furnishing of the same, and to employ such clerks and employes as may be necessary to carry on the work of the Commission, and to proceed in general to take such action as may be required in order that the interests of the State shall be properly represented." Under this resolution substantially the whole work

fell upon the Executive Committee, which held frequent meetings. Its action was reviewed from time to time by the Commission at its several meetings. Executive offices were opened in the city of Philadelphia and preparations at once begun for the proper representation of the multifarious interests of the State at the Exposition. The late Ward R. Bliss was chosen as counsel for the Executive Committee, Thomas H. Gavin, chief clerk, subsequently having been appointed superintendent of the State Building, Philip H. Johnson, architect, and C. D. Potter, Chief of the Bureau of Manufactures.

A site was selected for the Pennsylvania Building in July, and in August a contract for the erection of the same was let to Dietrich and Bowser, lowest bidders, for $73,000. That figure was exceeeded by only $1,226.10, an addition made necessary by some modification in the original plans, always to be expected in business enterprise of any character, but in this instance much less than could have been reasonably looked for. The total cost of the building, therefore, was $74,226.10. The cost of furnishing, equipment, architect's fees, landscaping of the grounds, and essential incidentals was $22,497.44, making a total cost of building, furnishing and all charges on that account $96,723.54, which was less by $3,276.46 than the amount to which it was limited by the resolution of the Commission.

Work under the contract was begun in September and in spite of drawbacks incident to winter weather and to labor difficulties, the building was ready for occupancy on April 30, when the Exposition opened, and was then occupied. It was dedicated on Monday, May 2, with appropriate ceremonies, including addresses by Lieutenant Governor William M. Brown and Speaker Henry F. Walton. From that time to the close of the Fair the building was open daily from nine o'clock in the morning to six in the evening, except Sundays, to all visitors. It early acquired the distinction of being the most hospitable of all the State pavilions and this reputation it retained throughout the seven months of the Exposition.

The design of the building was stately and impressive and generously displayed the ability and exceptionally fine taste of its architect, Mr. Philip H. Johnson. It had a length in front of two hundred and twenty-six feet and a width of one hundred and ten feet through the centre. Built on a grassy terrace, it brought out many of the handsome and more substantial features of colonial architecture. On each side of the spacious rotunda were wings fifty feet in width, at the end of those on both sides were large, sweeping colonnade porches one hundred and twenty-nine feet long. The main structure was crowned by a magnificent gilded dome visible at a great distance from many points of the grounds. It was roomy with large reception rooms on the main floor, a commissioners' room on the second floor, with art galleries and every possible convenience was afforded all visitors from Pennsylvania or elsewhere.

On the broad walls of the rotunda and above were displayed forty-four portraits in oil by Albert Rosenthal, of Philadelphia, of Pennsylvanians distinguished in the history of the State or in its present affairs. There were in the reception and art rooms ninety-three pictures, oils and water colors, forming the collection of the American Art Society, of which Harrington Fitzgerald is presi-

dent. There were several mural paintings from Miss Emily Sartain's School of Design for Women, to be later placed in the John Sartain public schools of Philadelphia. Also groups of enlarged photographs representing the progress and characteristics of many Pennsylvania cities; photographs of the Pennsylvania monuments on the battlefields of Gettysburg and Antietam, and others representing the work of the great naturalist, John Bartram.

The Liberty Bell was placed in the rotunda of the building on June 8, 1904, in pursuance of a joint resolution of the councils of Philadelphia, seventy-five thousand pupils of the schools of St. Louis having signed and forwarded a petition to the Mayor of Philadelphia, requesting it. The bell was removed on November 16 and returned to Philadelphia, having been viewed in the State Building by several millions of people. The reports show that the average attendance at the Pennsylvania Building was greater than that at all of the other State buildings combined, and on special days, such as the Fourth of July, it was not unusual for twenty to twenty-five thousand people to pass through the great rotunda.

The cost of maintaining the buildings during the seven months it was open to the public was $18,095.42, much less than the original estimate. The affairs throughout were economically conducted and, while there was generous hospitality, there was great care in the expenditure of every dollar. The saving is largely due to the personal attention given all matters relating to the building by Thomas H. Garvin, the Superintendent. His choice for that position was an exceedingly happy one. His administration was businesslike, and his wide acquaintance with Pennsylvanians gave him an exceptional advantage in the reception of guests and in extending hospitality to visitors.

The State Building was made the scene of a number of interstring ceremonies during the progress of the Exposition, the celebration of Pennsylvania Day being the chief of these. The president of the Commission had designated August 20, and members of the Commission with invited guests were present officially. The Exposition authorities entered heartily into every detail of the programme, which included a parade through the Exposition grounds formed by detachments of Jefferson Guards, United States Marines, Philippine Scouts and Constabulary. The First City Troop of Philadelphia acted as an escort to the Governor of the Commonwealth, who was also attended by his military staff. Ceremonies at the building consisted of an introductory address by Lieutenant Governor Brown, an oration by Governor Pennypacker, the reading of a patriotic poem entitled "Pennsylvania," and an address by David R. Francis, president of the Exposition Company, the day closing with a reception by the Governor and Mrs. Pennypacker, for which five thousand invitations had been issued.

The Fourth of July was also appropriately celebrated with services, which included an address by Executive Officer James H. Lambert and an oration by the late Governor Robert E. Pattison. The day was made one of particular interest at the State Building, owing to the presence of the Liberty Bell and the fact that the attendance was exceptionally large. The reception of the Liberty Bell in June and its departure in November were also attended by appropriate ceremonies, and addresses by Superintendent Thomas

H. Garvin, Mayor Weaver, Henry Clay, of Philadelphia City Councils Committee; Fred T. Lkeler, of the Pennsylvania Commission, President Francis, of the Exposition Company; Vice President-elect Charles W. Fairbanks and Speaker Joseph G. Cannon, of the National House of Representatives.

Immediately after the close of the Exposition, the State Building and furniture were offered for sale, and several propositions were received for it. The best, however, was from the Chicago House Wrecking Company, for $3,750. It was finally sold to this company for that amount and an agreement executed which binds the purchaser to discharge all the obligations incurred by the Pennsylvania Commission for the removal of the building, clearing away of all waste material and restoration of the grounds. As this company is an entirely reliable corporation, I have no doubt its contract will be properly carried out. The amount received for the State Building will seem small to the members of the Commission. It is larger, however, than was received for some buildings costing a great deal more, and is a larger per cent. of return on the money expended than was realized for the average of all the Exposition buildings which were purchased by the same company.

The State was represented in all the exhibit departments of the great Exposition, including Fine Arts, Education, Mines and Metallurgy, Agriculture, Transportation, Machinery, Electricity, Fish and Fisheries, Manufactures and Varied Industries, Liberal Arts, Horticulture and Live Stock. One drawback was felt very generally. It was the impossibility to secure adequate space for any of the State installations. We suffered on this account particularly in the agricultural, mining and educational exhibits, only about one-half the space applied for and actually needed having been granted. The most, however, was made of every opportunity.

In transportation the great railroad corporations, locomotive works and other enterprises of the State were enabled to make a display which exceeded in cost and interest that of any other State or country undertaken at the Fair. Pennsylvania-made machinery was the strongest feature in that department. It practically supplied the equipment for the whole motive power of the Exposition, providing for the electric lighting and for the pumping of the millions of gallons of water supplying the cascades.

In the Department of Mines, Pennsylvania installed an exhibit, which by a special jury was decided to be "the best, most complete and most attractive installation at the Exposition." It brought out most completely and intelligently every feature of the mining interests of the State, including the complete illustration of the process of mining, preparing and marketing anthracite, for which the anthracite coal corporations are indebted to great credit, having contributed fifteen thousand dollars to the cost of the same and throughout displaying a worthy public interest in the matter. The bituminous coal interests were no less completely represented, as well as oil, clay, cement, glass, sands, building stones, slate, block marble and many other products, accompanied by relief maps, models and illuminating statistics, which left nothing untold of the great geological resources of Pennsylvania. The mining exhibit was prepared and installed under the immediate direction of Prof.

Louis E. Reber, Dean of the Schools of Engineering of the State College. No one more competent could have been selected. With a complete knowledge of the geological richness of the State, he added a broad and intelligent comprehension of the importance of the work to be done, and with the experience which he had in similar work at the Chicago Exposition eleven years ago, it is less surprising than gratifying that he achieved the best installation of its kind at the Exposition, and received the award as such. In the preparation of the anthracite exhibit James E. Roderick, Chief of the State Department of Mines, rendered valuable assistance.

The Agricultural Exhibit, though occupying limited space, was eligibly located near the main entrance of the great Agricultural Building. It was undesirable to make a display of mere bulk in an exhibit of this kind, but all the best features of the agriculture of the State were brought out in the main exhibit and it was regarded by the Exposition authorities and by the juries of award as one of the best illustrations of the theory of agriculture. This tribute was paid to it by the chief of the Agricultural Department of the Exposition. The products in which Pennsylvania has a particular pride were displayed by the best possible samples, which included wool, tobacco and grains. An interesting feature of this exhibit was a scientific collection of birds and mammals, prepared by the State Economic Zoologist, Prof. H. A. Surface, displayed to show their relation to the interests of the farmer. Another special feature was a complete collection of the native grasses of the State, one hundred and ninety-two in number, prepared by the late Dr. Thomas C. Porter, of Easton, and his successor, Prof. Alvin Davison, and scientifically correct. The exhibit was installed with neatness, solidity and dignity, thoroughly consistent with the character of the State and its people. This exhibit was arranged under the direction of Col. John A. Woodward, himself a farmer, a member of the board of trustees of the State College and of the State Board of Agriculture, who had installed a similar exhibit at the Chicago Exposition, and who was selected for the St. Louis work by an unanimous resolution of the Committee on Agriculture of the Commission.

The Pennsylvania Fish Exhibit, like many of those in the other departments of the Exposition, was the best made by any State. It was exceeded only by that of the United States Government. During most of the time of the Fair this State had the only live fish exhibit outside of the National Government. The entire system of fish culture as it is pursued under the laws of Pennsylvania was fully demonstrated, with hatcheries, fishing devices—illegal and otherwise—together with statistics and other matter pertinent to a complete illustration. The main feature of public interest, however, being thirty-five aquaria placed on two sides of the main aisle at the most accessible entrances of the building. Fish Commissioner William E. Meehan directed the preparation and installation of this fine exhibit and is deserving of the entire credit for the excellent results produced.

The State's Educational Exhibit was in its character and completeness the best that has ever been made at any similar exposition. It was located near the main north entrance of the building, adjoining the space allotted to Massachusetts, New York and New

Jersey, but in competition with these suffered nothing. The exhibit was practically all from the public schools of the Commonwealth, including work from the kindergarten through the several grades to the high schools. The normal schools, manual training schools and art schools, which received pupils from the public schools, were also fully represented and the whole system of public instruction in the State was demonstrated in an intelligent and effective manner. The installation was made so as to show the work of different grades by themselves, the State being the unit of the exhibit rather than the school district. Philadelphia had separate space in the display, and under the direction of City Superintendent Edward Brooks made one of the best city exhibits of any State or country. The State's educational exhibit was prepared and installed under the direction of Superintendent Addison L. Jones, of West Chester, whose devotion to educational interests and whose enthusiasm in the work which he undertook, with an intelligent grasp of the importance of the same, enabled him to create an exhibit with which the educational interests of the State have every reason to be satisfied.

In the Department of the Fine Arts, Pennsylvania was represented in every classification and was conspicuously on view in the Central Art Palace devoted to the United States. There were seventy-six oil paintings shown by the State's leading artists, thirty-six pieces of sculpture, fifty-one designs by architects and one hundred and six exhibits of applied art, including colored glass and tiles.

No State had more important or greater variety of exhibits in the Palace of Manufactures than Pennsylvania. They were found in practically every classification, including every variety of production in iron, steel, hardware, cutlery, apparatus and processes for heating and ventilating, equipment used in the manufacture of textile fabrics, silk and fabrics of silk, leather and furs. The Philadelphia Commercial Museum also had an instructive exhibit in this department.

In the Department of Liberal Arts and also in the Department of Varied Industries, Pennsylvania had a large number of interesting exhibits in practically every group and classification.

In the Department of Electricity, also, Pennsylvania exhibits were among the most conspicuous and useful.

No effort was made to display the forestry interests of the State, because the committee entrusted with that work was not satisfied with the space allotted for the purpose and felt it would be an injustice to undertake an installation without sufficient room for the same.

The Horticultural Exhibit, which was only partially installed during the first months of the Exposition under the direction of Cyrus T. Fox, Pomologist of the State Board of Agriculture, was withdrawn, because, as the director in charge explained, it was found a difficult matter to obtain the summer fruits of 1904 from Pennsylvania in good condition; such as were received were in bad shape and generally unfit for display. Such of the features as could be transferred were combined with the exhibit in the Agricultural Department.

Pennsylvania's exhibits in all departments were highly complimented by the officers of the St. Louis Exposition Company, from

President Francis down, and they also received more durable and substantial recognition in an unusual number of awards at the hands of the several juries. The summary of awards for collective State and individual exhibits by the departments is as follows:

Educational—7 grand prizes; 23 gold medals; 17 silver medals; 4 bronze medals; total, 51.

Social Economy—(being the Exhibit of Public Charities, Boards of Health and similar institutions)—4 grand prizes; 13 gold medals; 4 silver medals; total, 21.

Agriculture—3 grand prizes; 20 gold medals; 21 silver medals; 33 bronze medals; total, 77.

Other awards were given in the Department of Agriculture, to Pennsylvanians, as follows:

Eight gold medals; 11 silver medals; 14 bronze medals; total, 33.

Horticulture—2 grand prizes; 3 gold medals; 3 silver medals; 3 bronze medals; total, 11.

Mining—In the Mining Department, Pennsylvania received a special award for the "best, most complete and most attractive installation at the Exposition," and the total number of awards, including 23 grand prizes, 36 gold medals, 21 silver medals, 5 bronze medals, was 86.

Fine Arts—In the Department of the Fine Arts, Pennsylvania artists received: 1 grand prize; 3 gold medals; 13 silver medals; 12 bronze medals; total, 29.

Fish—In the Department of Fish, the awards were as follows: 1 grand prize; 4 gold medals; total, 5. (Being all that could have been received under the classification.)

Transportation—In the Department of Transportation, the awards to Pennsylvanians were as follows: 1 special commemorative gold medal; 7 grand prizes; 31 gold medals; 6 silver medals; 8 bronze medals; total, 53.

Electricity—In the Department of Electricity, awards to Pennsylvanians were as follows: 3 grand prizes; 1 gold medal; 8 silver medals; 5 bronze medals; total, 17.

Liberal Arts—In the Department of Liberal Arts, awards to Pennsylvanians were as follows: 6 grand prizes; 13 gold medals; 9 silver medals; 3 bronze medals; total, 31.

In the Department of Manufactures and Varied Industries the awards to Pennsylvanians were as follows: 4 grand prizes; 18 gold medals; 13 silver medals; 12 bronze medals; total, 47.

In the Department of Machinery, the awards to Pennsylvanians were as follows: 6 grand prizes; 11 gold medals; 9 silver medals; 7 bronze medals; total, 33.

The prizes awarded in the Live Stock Exhibit were all cash prizes. Pennsylvanians received in this Department: For cattle, 7 first prizes; 5 second prizes; 9 third prizes; 3 fourth prizes; 2 fifth prizes; total for cattle, 26.

For Sheep: 5 first prizes; 4 second prizes; 2 third prizes; 4 fourth prizes; 4 fifth prizes; total for sheep, 19.

For Swine: 1 fifth prize; total for swine, 1.

For Poultry: 42 first prizes; 28 second prizes; 17 third prizes; total for poultry, 87.

For Pigeons: 24 first prizes; 21 second prizes; total for pigeons, 45.

For Dogs: 14 first prizes; 2 second prizes; 2 third prizes; 1 fourth prize; total for dogs, 19.

Whole number of live stock prizes, 197.

The exhibits have been returned to the State. Such of these as it was not necessary to restore to private owners have been kept togther for public use; the Educational, Charity and parts of the Mining and Agricultural Exhibits going to Harrisburg under State care, other parts of the Mining and Agricultural Exhibits to the State College, and the Fish installation to the city of Philadelphia under a resolution of the Executive Committee.

The total amount of money paid out by the Treasurer of the Commission to February 1, 1905, was $249,948.69. Of this amount there has been expended $249,254.48, for which vouchers have been taken, leaving a cash balance in the hands of the Executive Officer of $649.21, and a balance in the hands of the Treasurer of the Commission of $50,051.31.

The expenditures by the several departments have been as follows:

| Departments. | | Totals. |
|---|---|---|
| General Expenses: | | |
| Salaries, dedication of Pennsylvania Building, "Pennsylvania Day" expenses, and expenses of Commission and party, rent and office expenses, ..... | | $62,207 81 |
| State Building: | | |
| Construction, ..... | $74,226 10 | |
| Furniture, landscaping, etc., ..... | 22,497 44 | |
| | | 96,723 54 |
| Maintenance, ..... | | 18,095 42 |
| Manufactures, ..... | | 5,468 22 |
| Agriculture, ..... | | 10,448 10 |
| Mines, ..... | | 22,249 21 |
| Education, ..... | | 8,055 68 |
| Fish and Game, ..... | | 9,363 73 |
| Art and Science, ..... | | 6,802 69 |
| Public Institutions, ..... | | 2,544 39 |
| Commercial Museums, ..... | | 4,690 33 |
| Horticulture, ..... | | 2,113 53 |
| Transportation, ..... | | 280 00 |
| Sartain School, ..... | | 211 83 |
| Total, ..... | | $249,254 48 |

To the $50,051.31 in the hands of the Treasurer of the Commission as the unexpended balance of the appropriation of $300,000.00, is to be added $3,750.00, paid him on January 3, 1905, being money received from the sale of the State Building and furniture, making a total in the hands of the Treasurer of $53,801.31. In addition to this, the State has a credit of $2,500.00, on account of the Rosenthal collection of portraits. The Committee on Art will transfer to the Commission on Public Grounds and Buildings ten portraits of eminent Pennsylvanians which were hung in the Pennsylvania Building. It is suggested that the Legislature consider the propriety of pro-

curing the balance of this collection. The present balance in the hands of the Treasurer will be reduced only by the cost of printing the final report of the Commission.

There is every justification in saying that the work throughout was managed with all the economy possible consistent with the results sought and achieved, and the expenditures were guarded with care. Nobody pretends that mistakes were not made, but where they occurred they were of comparative insignificance. Every cent of the two hundred and fifty thousand dollars expended passed through the hands of the Executive Officer, and every voucher had first the approval of the Executive Officer, and then severally of the President, the Secretary and the Treasurer of the Commission.

This report, together with separate papers giving in detail such proceedings of the several meetings of the Commission and of the Executive Committee, as are of public interest and importance as bearing upon the work accomplished; full descriptions, with the several addresses delivered, of all occasions celebrated by Pennsylvania at the Exposition, including the dedication of the State Building, Fourth of July ceremonies, Pennsylvania Day commemoration and the events attending the reception and departure of the Liberty Bell; accurate descriptions of each of the State's collective displays, together with the more important and impressive exhibits of corporations and individual firms; a description of the Pennsylvania State Building and its contents; also a catalogue with the name of each Pennsylvania exhibitor, the character of the exhibit, the classification to which it was assigned and its location at the Exposition. These papers will constitute a record of permanent historical value both to the Commonwealth and to those whose public spirit, deserving of the highest commendation, prompted them to participate in the great Exposition. It is the purpose of the Executive Committee to have these printed in permanent form, and under the resolution of that Committee each member of the House of Representatives is to receive ten copies and each member of the Senate fifteen copies; four hundred to be sent to public libraries through the State Librarian, each member of the Pennsylvania World's Fair Commission to be given twenty-five copies and the remainder to be distributed among the State Departments.

The Executive Officer has a number of letters from Governor David R. Francis, President of the St. Louis Exposition Company, speaking in the most complimentary terms of Pennsylvania's representation at the Fair. One of these, written in July last, when preparations were being made for the proper observance of Pennsylvania Day, was as follows:

Universal Exposition,
Office of the President,
St. Louis, July 22, 1904.

Col. James H. Lambert,
Executive Officer,
Pennsylvania World's Fair Commission,
Philadelphia, Pa.:

"Dear Sir: My attention has been called to the fact that the Pennsylvania Commission is preparing to celebrate "Pennsylvania Day" at the Louisiana Purchase Exposition, August 20th. I beg

to advise that it will be a pleasure to the Exposition management to co-operate with your honorable Commission in every possible way to make this a memorable day in the history of the Exposition.

"In this connection, I may be privileged to say that Pennsylvania has a building and a list of exhibits on the grounds of this great International Exposition of which any State or nation might well feel proud. I refer particularly to your exhibits in the Palaces of Education, Mines and Metallurgy and Agriculture. The building is one of the handsomest club houses on the grounds, and as the temporary resting place of the Liberty Bell has proven to be one of the leading sources of attraction.

"The splendid showing made by Pennsylvania of its resources and attractions would have been impossible except under the management of a competent Board of Commissioners, organized along business lines, with every member keenly alive to the importance of the work in hand.

"The Governor of your State is to be congratulated on his selection of representatives who need no other recommendation now than to point to their achievement. The Exposition management is proud of Pennsylvania. Missouri is proud of her sister State, and the States and Territories of the Louisiana Purchase unite with the other States of the Union in expressing their appreciation of the proud part Pennsylvania has taken in showing to the nations of the earth the progress made by America along all lines that tend toward the betterment of conditions among men and nations.

"Very respectfully,

"(Signed) DAVID R. FRANCIS,
"President."

The latest communication was received from Mr. Francis on January 16, 1905, and is in part as follows:

"Permit me to again refer to the high esteem in which the Exposition management holds the participation of Pennsylvania at the Universal Exposition of 1904. Her Commission deserves the fullest praise for the excellent work which they performed. Pennsylvania's building was one of the largest, most attractive and most popular in the Plateau of States. It must have been visited by many thousands of people not only from Pennsylvania but from every section of the country, and many foreign countries as well. I feel sure that no one could have made a stronger or more fitting display of the great resources and industrial, agricultural and commercial development of Pennsylvania, than the Commission to whom that duty was entrusted. Again please accept my congratulations for yourself and be kind enough to transmit them to the other members of the Commission who, with yourself, are responsible for the high degree of success achieved."

Commendations of like character have come from the chiefs of very nearly every department of the Exposition, expressing not only satisfaction with the extent and character of the work done by the Pennsylvania Commission, but appreciation of the variety and attractiveness of its several installations.

Respectfully submitted,

JAS. H. LAMBERT,
Executive Officer.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 16, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 89, entitled "An act providing for the voting of shares of stock in corporations in this Commonwealth held by executors, administrators, guardians and trustees and the manner of voting the same."

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 15, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 45, entitled "An act permitting children residing in school districts in which no public high school is maintained to attend a high school in some other district located near their homes and providing for the payment of cost of tuition and school books."

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 16, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 50, entitled "An act authorizing the appointment of a commission to codify the laws relating to divorce and to co-operate with other States in securing uniformity of divorce legislation in the United States."

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 16, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 66, entitled "An act supplementary to an act entitled 'An act to confer upon the several courts of common pleas of this Commonwealth jurisdiction of a court of equity in all cases of dower and partition and prescribing the method of procedure,' approved July seventh, Anno Domini one thousand eight hundred and eighty-five."

SAM'L W. PENNYPACKER.

Laid on the table.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 15, 1905

To the Honorable, the Senate of the Commonwealth of Pennsylvania,

Gentlemen: I return herewith, without my approval, Senate bill, No. 92, entitled "A further supplement to an act entitled 'An act relating to executions,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act by providing that proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate and a jury of six men instead of before two justices of the peace or aldermen and a jury of twelve men as provided by said act and fixing the time for the hearing in the proceedings."

It is to regretted that this bill which proposes what would be an entirely proper subject for legislation must be disapproved, because of the want of care which has been shown in its preparation. Upon page two of the bill in reciting section one hundred and six of the act of June 16, 1836, to which the bill is intended to be a supplement, upon line thirteen, the word "of" is substituted for the word "or." Upon the same page in line fifteen, an officer whose office has been well known ever since the origin of the common law is called a "cororner." Upon the same page in line eighteen, in reciting the same section of the act referred to, the word "and" has been substituted for the word "or." The bill proposes to amend section one hundred and six of the said act so that the purchaser at a sheriff's or orphans' court sale of real estate may apply to an alderman or magistrate, setting forth, "Second, That the person in possession at the time of such application is the defendant as whose property such real estate was sold and that he came into possession thereof under him." It is manifest that no such state of facts could ever arise. If the person in possession were the defendant as whose property the real estate was sold, he could not have come into possession under the defendant. The difficulty arises because of the substitution of the word "and" for the word "or" as it appears in that section of the act of 1836. Upon page three, the bill proposes to amend the one hundred and eleventh section of the said act. The section, however, which is recited is not the one hundred and eleventh, but the one hundred and seventh. In two places, one upon line forty-seven of page three, and the other upon line sixty-two of the same page, there is reference to a "baliwick." Upon line fifty-one of page three, the word "to" is omitted before the verb "appear." The bill is not a further supplement, but it is a bill to amend certain sections of the act of 1836, and is so described in its enacting portions.

For these reasons the bill is not approved.

SAM'L W. PENNYPACKER.

The foregoing message having been read,

And the question being,

Shall the bill pass the objections of His Excellency, the Governor, to the contrary notwithstanding?

A motion was made by Mr. Hill,

That the question, together with the further consideration of said message,

Be laid an the table,

Which was agreed to.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 20, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania,

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate S. H. Church, of Pittsburg, Allegheny county, to be a Notary Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date thereof.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 20, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

J. R. Fleming, Pittsburg, March 20, 1905.
H. E. Gordon, McKeesport, March 20, 1905.
Albert J. Henning, Knoxville, March 20, 1905.

Delaware County.

Joshua C. Taylor, Chester, March 20, 1906.

Lebanon County.

Peter Hauer, Lebanon, March 20, 1905.

Luzerne County.

Eugene Spencer, West Pittston, March 20, 1905.
Hubbard B. Payne, Wilkesbarre, March 27, 1905.

McKean County.

John P. Melvin, Bradford, March 20, 1905.

Montgomery County.

Wm. J. Phillips, Jr., Lower Merion township, March 20, 1905.

Montour County.

John W. Farnsworth, Danville, March 20, 1905.

Philadelphia County.

Sam'l A.Topham, Philadelphia, March 20, 1905.
Chas. W. Castor, Philadelphia, March 20, 1905.
Benjamin Meiman, Philadelphia, March 20, 1905.
James M. Ashcraft, Philadelphia, March 20, 1905.
Royal W. Urie, Philadelphia, March 20, 1905.
Edwin G. Nichols, Philadelphia, March 20, 1905.
J. Frank Peterson, Philadelphia, March 20, 1905.
Chas. J. Schaefer, Philadelphia, March 27, 1905.

Westmoreland County.

G. S. Remaley, Franklin township, March 20, 1905.
H. C. Waddell, New Salem, April 10, 1905.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Cumings,

That the rule which requires nominations made by the Governor, to lie on the table five days, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Cumings,

That the Senate do advise and consent to the nomination of S. H. Church, of Pittsburg, Allegheny county, to be a Notary Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the date hereof.

The following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

J. R. Fleming, Pittsburg, March 20, 1905.
H. E. Gordon, McKeesport, March 20, 1905.
Albert J. Henning, Knoxville, March 20, 1905.

Delaware County.

Joshua C. Taylor, Chester, March 20, 1906.

Lebanon County.

Peter Hauer, Lebanon, March 20, 1905.

Luzerne County.

Eugene Spencer, West Pittston, March 20, 1905.
Hubbard B.Payne, Wilkesbarre, March 27, 1905.

McKean County.

John P. Melvin, Bradford, March 20, 1905.

Montgomery County.

Wm. J. Phillips, Jr., Lower Merion township, March 20, 1905.

Montour County.

John W. Farnsworth, Danville, March 20, 1905.

Philadelphia County.

Sam'l A.Topham, Philadelphia, March 20, 1905.
Chas. W. Castor, Philadelphia, March 20, 1905.
Benjamin Meiman, Philadelphia, March 20, 1905.
James M. Ashcraft, Philadelphia, March 20, 1905.
Royal W. Urie, Philadelphia, March 20, 1905.
Edwin G. Nichols, Philadelphia, March 20, 1905.
J. Frank Peterson, Philadelphia, March 20, 1905.
Chas. J. Schaefer, Philadelphia, March 27, 1905.

Westmoreland County.

G. S. Remaley, Franklin township, March 20, 1905.
H. C. Waddell, New Salem, April 10, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny) and Zern—35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Clerk of the House, being introduced, informed that the House has concurred in Senate amendments to bill numbered and entitled as follows, viz.:

House No. 106. "A supplement to an act, entitled 'A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four; further amending the twelfth section thereof so as to permit corporations organized therefor for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light, to purchase bonds or stock of other corporations of the same character, or to guarantee the payment of interest, or to lease and operate corporate property,' approved the twenty-sixth day of June, Anno Domini one thousand eight hundred and ninety-five, correcting errors therein and validating all acts done in pursuance thereof."

He also informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the Senate,
March 15, 1905.

Whereas, A bill for the abrogation of capital punishment in Pennsylvania is now pending before the General Assembly, and

Whereas, the question is one of momentous importance and devolves upon this Assembly the grave responsibility of meeting it in the manner most beneficial to the well-being of the State; and,

Whereas, it will be a great help to a proper and comprehensive consideration of the question to have before us what has been done in our own State what has been done in our sister States and in other countries, with statistics, together with the opinions of the most eminent writers on the subject.

Therefore, be it resolved (if the House of Representatives concur), That there be printed for the use of the Senate and House of Representatives one thousand copies of a pamphlet containing the following:

The report of the majority and minority of the select committee of the House relative to the abrogation of capital punishment, 1846.

Pamphlet containing matter and statistics used before the Massachusetts Legislature when a similar bill was pending in 1899.

"Wendell Phillips on Capital Punishment."

"The Next Step in the Evolution of Punishment," 27 New Jersey Law Journal, page 70.

"Can Capital Punishment be Longer Justified?" 10 Criminal Law Magazine, page 1.

"Capital Punishment in Maine."

Provided, That the cost of the preparation and printing said pamphlet shall not exceed the sum of one hundred and fifty dollars.

The Clerk of the House being introduced, presented for concurrence bills numbered and entitled as follows, viz:

In the House of Representatives,
March 15, 1905.

House No. 133. "An act to provide for notice in the recovery of possession of premises by a landlord in all cases where the tenant holds for a term less than one year, or by license for an indeterminate time."

House No. 172. "An act to regulate the transfer of funds from executors and administrators in this Commonwealth to foreign executors and administrators."

House No. 177. "An act to amend an act, entitled 'An act to define and suppress vagrancy,' approved May eighth, one thousand eight hundred and seventy-six."

Which were committed to the Committee on Judiciary General.

House No. 184. "An act to provide for a deficiency arising under the provisions of an act approved April second, one thousand nine hundred and three, to carry out the provisions of act of Assembly relating to the care and treatment of the indigent insane."

Which was committed to the Committee on Appropriations.

House No. 189. "An act to further amend the first clause of the second section of an act, entitled 'An act to provide for the consolidation of boroughs and the government and regulation thereof,' approved the sixth day of June, one thousand eight hundred and ninety-three, authorizing provisions in the joint agreement for such consolidation for the use and disposition of the separate assets and the liquidation of the separate debts of such boroughs and for separate rates of taxation therein for that purpose."

House No. 190. "An act to amend an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine."

Which was committed to the Committee on Municipal Affairs.

House No. 191. "An act providing for necessary medical attention to needy persons who may be in danger of suffering from hydrophobia."

Which was committed to the Committee on Public Health and Sanitation.

House No. 192. "An act to amend an act of Assembly to annex sub-district number one of Donegal township, in the county of Washington, to borough of Claysville, Pennsylvania, for school purposes."

Which was committed to the Committee on Judiciary General.

House No. 193. "An act to provide for the support of the National Guard and naval force for the two fiscal years beginning June first, one thousand nine hundred and five, and for the paymet of bills

incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and five, and for the payment of an annual allowance to officers of the National Guard and naval force, and for the payment of increased allowances to organizations of the National Guard and naval force for rifle practice purposes."

Which was committed to the Committee on Appropriations.

House No. 194. "An act to provide for and authorizing the appointment of a stenographer in cases of inquest in the several counties of this Commonwealth, and regulating the duties and fees of same."

Which was committed to the Committee on Judiciary General.

House No. 196. "An act to supplement an act, entitled 'An act to provide for keeping the public highways from becoming blockaded with snow,' approved the twenty-sixth day of May, one thousand eight hundred and ninety-seven, increasing the powers of township supervisors in connection therewith."

House No. 197. "An act requiring county commissioners to repair all county bridges and to pay the expenses of such repairs out of the county treasury."

Which were committed to the Committee on Public Roads and Highways.

House No. 201. "An act to amend section one of an act, entitled "An act to furnish metal markers for graves of soldiers and sailors."

Which was committed to the Committee on Appropriations.

House No. 202. "An act to supplement and amend section third of an act, entitled 'An act relating to replevin and regulating the practice in cases where the writ of replevin is issued,' approved the nineteenth day of April, one thousand nine hundred and one, permitting replieved property to be impounded in certain cases, and regulating the practice in such cases."

Which was committed to the Committee on Judiciary General.

House No. 204. "A supplement to an act, entitled 'An act authorizing the councils of incorporated boroughs to require the paving, curbing and macadamizing of streets or thoroughfares or parts thereof, and assess a portion of the cost of the same on the owners of property abutting thereon, and providing for the collection of the same,' approved the twenty-third day of April, Anno Domini one thousand eight hundred and eighty-nine, pamphlet law forty-four, providing that if the petition for said improvement has been verified by the affidavit of one or more of the petitioners, notice may be given of the passage of the ordinance requiring said improvement and allowing an appeal therefrom by any person interested to any court of common pleas of the county, and if such appeal is dismissed or no such appeal is taken then all parties interested

shall be stopped from denying that said petition was signed by the requisite number of owners representing the requisite number of feet fronting on the street to be improved"

Which was committed to the Committee on Municipal Affairs.

House No. 207. "An act providing a fixed charge on lands acquired by the State for forestry reserves, and the distribution of revenue so derived for school and road purposes."

Which was committed to the Committee on Forestry.

House No. 221. "An act to cure defects in the form of ballots used by the voters of any municipality or district in elections held on the question of increasing the indebtedness of such municipalities or districts."

Which was committed to the Committee on Judiciary General.

House No. 222. "An act to regulate the granting of teachers' certificates, and to regulate the employment of teachers in common schools of this Commonwealth in respect to the age of the teachers thereof."

Which was committed to the Committee on Education.

House No. 224. "An act authorizing W. C. Wolfe, a citizen of Cambria county, Pennsylvania, to bring suit in the courts of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

Which was committed to the Committee on Judiciary General.

House No. 210. "An act to amend sections two and three of an act, entitled 'An act to provide for the adoption of trade-marks, labels, symbols or private stamps by any incorporated or unincorporated association or union of workingmen, and to regulate the same,' approved May twenty-one, Anno Domini one thousand eight hundred and ninety-five, amended by act approved May second, Anno Domini one thousand nine hundred and one, and amended by act approved April third, Anno Domii one thousand nine hundred and three."

House No. 212. "An act for the purpose of securing better police protection for the rural districts of this Commonwealth, the creation and incorporation of police districts and the establishment of rural police."

Which were committed to the Committee on Judiciary General.

House No. 226. "An act amending the third section of a supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-nine, Anno Domini one thousand eight hundred and seventy-four, 'providing for the improvement, amendment and alteration of the charters of corporations of the second class, and authorizing the incorporation

of traction motor companies,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and eighty-three, requiring corporations to file a certificate with the Governor of the Commonwealth setting forth that all reports required by the Auditor General of the Commonwealth have been duly filed, and that all taxes due the Commonwealth have been paid before the improvement, amendment or alteration of the charter of any corporation."

Which was committed to the Committee on Corporations.

House No. 227. "An act to further amend an act, entitled an act to amend 'An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants and less than eight hundred thousand inhabitants by fixing the salaries of county engineers,' being a supplement to an act approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-one, entitled 'An act to amend 'An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants,' being a supplement to an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, entitled 'An act to carry into effect section five of article fourteenth of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over five hundred thousand inhabitants, fixing the compensation of county officers therein,' approved twenty-fourth day of April, one thousand nine hundred and three, so as to authorize the county engineer in counties where such officer exists to appoint a deputy engineer, and to fix his salary."

Which was committed to the Committee on Judiciary General.

House No. 229. "An act to amend section three of a supplement to an act, entitled 'An act to provide for the incorporation and regulations of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, providing for the merger and consolidation of certain corporations, approved the twenty-ninth day of May, one thousand nine hundred and one, requiring the filing of all reports required by the Auditor General and the payment of all taxes due the Commonwealth of Pennsylvania by corporations before merger or consolidation."

Which was committed to the Committee on Corporations.

House No. 230. "An act making an appropriation to the State Forest Academy, at Mont Alto, Franklin county, Pennsylvania."

Which was committed to the Committee on Appropriations.

He also returned bills from the Senate numbered and entitled as follows, viz:

Senate No. 40. "An act to provide for an additional law judge of the several counties of the Sixth Judicial District, composed of the county of Erie."

Senate No. 70. "An act supplementary to an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine, and the amendments thereof, enlarging, modifying defining ,and prescribing the powers and duties of the city assessors elected in pursuance of article fifteen of said act, and its amendments, relating to their qualifications, compensation and obligations, and providing that the councils of each of the said cities shall have and exercise certain powers with reference to said assessors, the Board of Revision and Appeal and the assessment and collection of taxes."

Senate No. 97. "An act providing for the erection of county bidges over any river, creek or rivulet forming the boundary between any borough and township of the first or second class where the same crosses a public highway and providing for the cost and maintenance of the same."

Senate No. 99. "An act to reorganize the board of trustees of the Pennsylvania State College."

Senate No. 101. "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects,' approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, as amended by an act of May twenty-first, one thousand eight hundred and ninety-five, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects, approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, so as to extend the provisions thereof to cities of the third class,' so as to extend the benefits and provisions of the said act to boroughs and townships of the first class, so as to enlarge the powers conferred upon such school authorities by said acts by adding the power to establish and maintain schools for athletics."

Senate No. 85. "An act providing for the relief of poor persons, regulating their settlements in poor districts, providing a means of enforcement, the removal of a poor person to the district of his settlement, the payment for relief furnished to him and the payment of costs thereto, and authorizing courts of quarter sessions to compel certain relations to contribute to the relief of poor persons."

With information that the House of Representatives has passed the same without amendment.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 16. "An act establishing in counties containing a population of from three hundred thousand to one million a board for the assessment and revision of taxes for State and county purposes, prescribing their powers and duties and abolishing the office of

ward, borough and township assessors in so far as respects the assessment of State and county taxes."

With information that the House of Representatives has passed the same with amendments.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 25. "An act to prohibit the sale or use of certain fire works, fire crackers, pistols, explosives, canes and ammunition, and providing penalties for violations thereof."

With information that the House of Representatives has passed the same with amendments.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Menbeck, Mat-

son, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—38.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 86. "An act relating to the appointment of official stenographers and assistants in the courts of this Commonwealth, prescribing their qualifications, duties and compensations, the time and effect of taking exceptions durin gtrials, the certificates to be made in regard to the transcribed notes of trials and making their transcribed and certified notes conclusive on appeals and prima facie evidence in other respects."

With information that the House of Representatives has passed the same with amendments.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 91. "An act to validate certain elections upon the question of increasing the indebtedness of counties, cities, boroughs,

townships, school districts or other incorporated districts or municipalities of this Commonwealth, all bonds issued or to be issued pursuant to such elections and the indebtedness represented by such bonds since the twenty-ninth day of April, Anno Domini one thousand nine hundred and three."

With information that the House of Representatives has passed the same with amendments.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

None.

NAYS.

Mesrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Fisher, Freeland, Gerberich, Goehring, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—36.

A majority of all the Senators having voted "nay," the question was determined in the negative.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 11. "An act to provide for the protection and preservation of game, game quadrupeds and game birds and song, insectiverous and other wild birds, and prescribing penalties for violation of its several provisions."

With information that the House of Representatives has passed the same with amendments.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

None.

NAYS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny) and Zern—35.

A majority of all the Senators having voted "nay," the question was determined in the negative.

Ordered, That the Clerk inform the House of Representatives accordingly.

On motion of Mr. Phillips,

The Senate proceeded to the third reading and consideration of Senate bill No. 215 (House No. 167), entitled "An act to amend section five of the act, entitled 'An act to regulate the practice of pharmacy and sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania,' which was approved the twenty-fourth day of May, Anno Domini one thousand eight hundred and eighty-seven, requiring that on and after January first, one thousand nine hundred and six, all persons applying for certificates of registration as competent pharmacists under the provisions of section five of said act shall be graduates of a reputable college of pharmacy."

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

The titles of the following bills, which had passed both Houses of the General Assembly, having been publicly read immediately before signing, the President, in presence of the Senate, signed the same, viz:

House No. 45. "A further supplement to an act of Assembly approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, entitled "A further supplement to an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four,' authorizing the board of school directors in any school district to sell and convey any real estate, buildings and property the title to which shall have been acquired from the trustees of any academy or seminary in the Commonwealth under and by virtue of said acts of assembly whenever such real estate, buildings and property shall have become useless to such school district by reason of dilapidation and decay or otherwise, and providing for the disposition of moneys or funds received from such sale and conveyance, and ratifying and confirming any sales of such property heretofore made on account of and for similar reasons; provided no litigation or question of title now pending and undetermined shall be affected hereby."

House No. 106. "A supplement to an act, entitled ' A supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations, approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, further amending the twelfth section thereof so as to permit corporations organized thereunder either for the purpose of carrying on any manufacturing business or for the supply of water or for the manufacture or supplying of light, to purchase bonds or stock of other corporations of the same character, or to guarantee the payment of interest or to lease and operate corporate property,' approved the twenty-sixth day of June, Anno Domini one thousand eight hundred and ninety-five, correcting errors therein and validating all acts done in pursuance thereof."

House No. 108. "An act to amend section thirty-five of an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four."

House No. 111. "An act to provide a system of humane education, to include kind treatment of birds and animals in our public schools."

House No. 126. "An act authorizing the municipalities of the Commonwealth to vacate in whole or in part all streets, lanes and alleys within their corporate limits laid out by this Commonwealth whenever the same or the portion to be vacated shall have remained unopened for a continuous period of thirty years next preceding such vacation."

Senate No. 10. "An act authorizing the judges of the courts of common pleas, oyer and terminer and quarter sessions to determine

the number of jurors to be summoned and returned to serve in such courts."

Mr. Crawford, from the Committee on Finance, to which was committed a bill, entitled "An act fixing the number, compensation, mileage and duties of the officers and employes of the General Assembly, and providing for their election or appointment and manner of filling vacancies."

Reported bill No. 266 without amendment.

Mr. Scott, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to regulate the publication, binding and distribution of the public documents of this Commonwealth,"

Reported bill No. 267 without amendment.

A motion was made by Mr. Keyser,

That the Senate proceed to the consideration of bills on first and second reading.

Which was agreed to.

Whereupon,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 216. "An act making an appropriation toward the erection of a monument commemorative of the valor and heroism of the officers and soldiers of the United States Army in the War of the Rebellion in the battle of Monocacy, Maryland, on July ninth, one thousand eight hundred and sixty-four."

Senate No. 217. "An act making an appropriation for the payment of the expenses incident to the dedication of the memorial erected in the National Cemetery at Andersonville, Georgia, by the Pennsylvania Commission under the provisions of an act of the General Assembly approved July eighteenth, one thousand nine hundred and one, and making an appropriation to provide transportation to Americus, Georgia, for all surviving honorably discharged Pennsylvania soldiers who were at any time during the war for the suppression of the Rebellion confined in the Confederate Prison at Andersonville, Georgia."

Senate No. 218. "An act making an appropriation to the City Hospital, of Susquehanna borough."

Senate No. 219. "An act making an appropriation to the Pennsylvania Academy of the Fine Arts, of the city of Philadelphia."

Senate No. 220. "An act making an appropriation to the Chester Hospital, at Chester."

Senate No. 221. "An act constituting a commission to arrange

for the proper dedication of the new Capitol, and providing for the payment of the expenses thereof."

Senate No. 222. "An act making an appropriation to the trustees of the association of the Fifty-fourth Regiment Pennsylvania Veteran Volunteers Infantry for the purpose of erecting a monument on the battlefield of New Market, Virginia."

Senate No. 223. "An act making an appropriation for the erection of a suitable monument to the memory of Brevet Major General John W. Geary."

Senate No. 224. "An act making an appropriation to the Williamsport Training School."

Senate No. 225. "An act making an appropriation to the Home for the Friendless of the City of Williamsport."

Senate No. 226. "An act making an appropriation to the Aged Colored Women's Home, at Williamsport."

Senate No. 227. "An act making an appropriation for medals of honor."

Senate No. 228. "An act making an appropriation to the Historical Society of Pennsylvania."

Senate No. 229. "An act providing for the erection of a monument and memorial tablets on the Fredericksburg battlefield for certain Pennsylvania regiments that participated in the charge of Marye's Heights, December thirteenth, one thousand eight hundred and sixty-two, and making appropriations therefor."

Senate No. 230. "An act making an appropriation to the York Hospital and Dispensary, of the city of York."

Senate No. 231. "An act making an appropriation to the Williamsport Hospital."

Senate No. 232. "An act making an appropriation to the Florence Crittenton Mission, of the city of Williamsport."

Senate No. 233. "An act making an appropriation to the American Philosophical Society at Philadelphia for Promoting Useful Knowledge for the celebration of the two hundredth anniversary of the birth of Benjamin Franklin."

Senate No. 234. "An act to amend the first section of an act, entitled 'An act to provide for the manner of reducing the capital stock of corporations, approved the eighth day of June, Anno Domini one thousand eight hundred and ninety-three, extending the provisions of the said act to all corporations created by general or special law, and repealing all acts or parts of acts inconsistent therewith."

Senate No. 235 (House No. 168). "An act providing for the enlargement of cemeteries already existing and located outside the corporate limits of cities, towns and boroughs by increasing the acreage thereof for burial purposes."

Senate No. 236. "An act to regulate the time of holding city teachers' institutes."

Senate No. 237 (House No. 76). "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation, and preventing the granting of warrants for the beds of navigable rivers."

Senate No. 238 (House No. 157). "An act requiring unincorporated societies supported or maintained in whole or in part by contributions to make uniform reports to the prothonotary of each county in which such unincorporated society maintains an office; providing a penalty for failure to make such report, and providing the means of enforcing such penalty."

Senate No. 239. "An act to authorize manufacturing corporations to deal in goods, wares and materials manufactured by others."

Senate No. 240. "An act to repeal an act, entitled 'An act authorizing one justice of the peace of Canton township, in the county of Washington, to hold his office in the borough of Washington,' approved the first day of March, Anno Domini one thousand eight hundred and seventy."

Senate No. 241. "An act to amend an act, entitled 'An act to amend section first of the act of Assembly approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-one,' entitled 'An act to amend an act to fix the annual salaries to be paid couty officers in counties containing over five hundred thousand inhabitants,' being a supplement to an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants by a further classification of counties containing over five hundred thousand inhabitants, and fixing the compensation of county officers therein,' and repealing all acts or parts of acts inconsistent herewith, approved the twenty-first day of March, Anno Domini one thousand eight hundred and ninety-one, fixing the salaries to be paid to the jail physician and to the county jailer in counties containing over five hundred thousand and less than eight hundred thousand inhabitants."

Senate No. 242 (House No. 97). "An act amending the act of April four, one thousand eight hundred and thirty-one, 'To provide for the employment and support of the poor in the county of Schuylkill,' and creating the office of 'The directors of the poor and of the house of employment for the county of Schuylkill' by creating a board of trustees to govern the house for the employment and support of the poor in the county of Schuylkill, and conferring power upon the Governor of the Commonwealth to appoint and remove the same and to provide a system for the better management and

regulation of the house for the employment and support of the poor in said county and to abolish the office of 'the directors of the poor and of the house of employment for the county of Schuylkill,' and to repeal parts of the acts of April four, one thousand eight hundred and thirty-one, in conflict with said amendment."

Senate No. 243. "An act making an appropriation to the Bucks County Historical Society."

Senate No. 244. "An act making an appropriation to the Academy of Natural Sciences, of Philadelphia."

Senate No. 245. "An act making an appropriation to the Woman's Medical College of Pennsylvania for use in the Hospital Department."

Senate No. 246. "An act to commemorate the heroism, sacrifices and patriotism of the members of the One Hundred and Twenty-seventh Regiment of the Pennsylvania Volunteer Infantry at the battle of Fredericksburg, December tenth to thirteenth, one thousand eight hundred and sixty-two, by the erection of a suitable monument in the National Cemetery at that place, creating a commission for such purpose and appropriating the necessary money therefor."

Senate No. 247. "An act making an appropriation for the Bedford County Hospital Association."

Senate No. 248. "An act to prohibit the throwing of waste paper, sweepings, ashes, household waste or rubbish of any kind into any paved street in any city of this Commonwealth, or to disturb the contents of any receptacle placed upon the street or sidewalk for collection."

Senate No. 249 (House No. 32). "An act to repeal sections six and seven of an act, entitled 'An act relating to roads and bridges in Washington county,' approved the thirtieth day of March, one thousand eight hundred and fifty-nine, as extended to Lycoming county by an act, entitled 'An act relating to roads and bridges in Washington county extended to Lycoming and Indiana counties, approved the twelfth day of March, one thousand eight hundred and sixty, so far as the same relate to Lycoming county."

Senate No. 250 (House No. 75). "An act to repeal an act, entitled 'An act relating to the roads of Birmingham township, Chester county,' approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two."

Senate No. 251 (House No. 95). "An act to repeal an act, entitled 'An act to incorporate the Coatesville, Nortonville and Doe Run Plank Road Company relative to the repair of public roads in Birmingham township, Delaware county, and relative to the Darby and Upper Darby Plank Road Company,' approved the 26th day of March, Anno Domini one thousand eight hundred and fifty-three."

Senate No. 252. (House No. 149). "An act to further define the

duties and powers of the State Live Stock Sanitary Board, to prevent the spread of dangerous, contagious or infectious diseases among domestic animals, to require reports to be made of the existence of such diseases, to limit appraisements and payments for animals that it may be necessary to destroy to prevent the spread of diseases, to protect milk supplies from contamination, to authorize co-operation with local boards of health and to prescribe penalties for the violation of the provisions hereof."

Senate No. 253. "An act making an appropriation to Todd Sanitarium."

Senate No. 254. "An act, providing for the acquisition by the State of certain ground at Fort Washington, in Montgomery county, for a public park, and making an appropriation therefor."

Senate No. 256. "An act to provide for the election of township supervisors and to fix their term of office."

Senate No. 257. "An act creating the Water Supply Commission of Pennsylvania, defining its duties, fixing the scope of its authority and power, and making an appropriation for the payment of the salaries and expenses connected therewith."

Senate No. 258. "An act providing for the removal of the penitentiary for the Eastern District of Pennsylvania from its present location, the selection of a site and erection thereon of a building or buildings of larger capacity and making an appropriation therefor."

Senate No. 259. (House No. 146). "An act to amend an act, entitled 'An act to establish the State Live Stock Sanitary Board of Pennsylvania, and to provide for the control and suppression of dangerous contagious or infectious diseases of domestic animals,' approved the twenty-first day of May, Anno Domini one thousand eight hundred and ninety-five, so as to authorize the State Live Stock Sanitary Board to conduct scientific investigations in relation to the causes, nature and prevention of diseases of domestic animals."

And said bill having been read at length the first time

Ordered, To be laid aside for second reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 6, entitled "An act creating a Department of Health and defining its powers and duties."

A motion was made by Mr. Roberts,

That the foregoing Senate bill No. 6 be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 60, entitled "An act relating to the collection of one-half of city, school and poor taxes in the several cities of the third class of this Commonwealth, and providing that the City Treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes, prescribing his duties and fixing his compensation."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 72, entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits, requiring prompt returns to the Central Bureau of Vital Statistics, at the Capitol of the State, as required to be established by the State Board of Health, and to insure the 'thorough organization and efficiency of the registration of vital statistics throughout the State,' as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health, and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, eighteen hundred and eighty-five, and making an appropriation for establishing and maintaining such a bureau and providing certain penalties."

A motion was made by Mr. Roberts,

That the foregong Senate bill No. 72 be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of

Senate bill No. 74, entitled "An act for the preservation of the purity of the waters of the State."

A motion was made by Mr. Roberts,

That the foregoing Senate bill No. 74 be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 181 (House No. 113), entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes, and to prescribe the form of government of townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the Court of Quarter Sessions, and regulating such proceedings,' approved the eleventh day of May, Anno Domini one thousand nine hundred and one, by providing that those townships having a population of at least two hundred and fifty to the square mile, shall be townships of the first class."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 200 (House No. 2), entitled "An act to amend the act of Assembly of this Commonwealth, entitled 'An act relating to the commencement of actions,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, so as to make all the provisions of said act apply to all actions ex delicto, as well as all actions ex contractu."

The several sections of the bill were separately considered, and agreed to.

On the question,

Will the Senate agree to the title?

A motion was made by Mr. McPherson,

To amend the same by inserting after the word "amend" in line one the words "section fifty-four of" by striking out the word "all"

at the beginning of line four and inserting in lieu thereof the word "certain," and by inserting after the word "as" in the same line the word "to."

Which was agreed to.

The title as amended was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 201 (House No. 155), entitled "A joint resolution, 'Whereas, The United States Government, through its Fish Commissioner, has made the request that so much of the Torresdale fish hatchery, situated on the Delaware river, at Torresdale, Philadelphia, devoted to the propagation of shad, shall be placed under control of the said United States Fish Commissioner during the coming season for operation,"

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 205, entitled "An act to amend the second section of an act, entitled 'An act regulating the sale of concentrated commercial feeding stuffs, prohibiting their adulteration, providing for the collection of samples, the expenses of the enforcement of the law, and fixing penalties for its violation,' so as to extend the application of the term 'commercial feeding stuffs.' "

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 206 (House No. 94), entitled "An act to provide for

the better protection and preservation of sheep within this Commonwealth, and providing penalties for violation of its several provisions."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 208 (House No. 103), entitled "An act to repeal an act, entitled 'An act to detach the farms of Amos S. Hancox and John Brown from Oil Creek township, Crawford county, and to attach them to Cherry Tree township, Venango county, for school purposes,' approved the sixth day of April, Anno Domini one thousand eight hundred and seventy."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 209 (House No. 105), entitled "An act to repeal so much of an act, entitled 'An act annexing the farm of John Hamilton, in Sandy Lake township, Mercer county, in Worth township, in said county, for school purposes, and the farms of certain persons in the township of Troy, in the county of Crawford and the township of Plum, in Venango county, to the township of Cherry Tree, Venango county, for school purposes, as annexes the farms of said persons in the township of Troy, in the county of Crawford, and the township of Plum, in Venango county, to the township of Cherry Tree, Venango county, for school purposes,' approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-seven."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 210, entitled "An act in relation to railroads under lease."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 211, entitled "An act to empower railroad companies to change the location and grade or either of bridges and their approaches belonging to bridge corporations to accommodate the location and construction of their railroad or the changing, relocating, widening, straightening or improvement thereof."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 212, entitled "An act regulating the manufacture and sale of fruit syrups, prepared fruit and fruit products, for use in soda water, carbonated beverages, soft drinks, ices and ice creams, and permitting the use of certain maximum proportions of sodium benzoate and of harmless vegetable coloring matter therein, providing for the enforcement thereof and repealing all acts or parts of acts inconsistent herewith."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 213 (House No. 128), entitled "An act to provide for the better protection of life and property by the examination and licensing of engineers having charge of steam boilers, steam engines and appliances connected therewith in cities of the second and third class of this Commonwealth, and providing penalties for violation."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 214 (House No. 166), entitled "An act to amend the fourth section of an act, entitled 'An act to protect the health of the domestic animals of the Commonwealth of Pennsylvania,' approved the twenty-sixth day of May, Anno Domini, one thousand eight hundred and ninety-seven, by prescribing penalties and methods of procedure for the enforcement of the provisions of said act."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President adjourned the Senate until to-morrow morning at eleven o'clock.

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TUESDAY, March 21, 1905.

The President in the chair.

Mr. Zern presented a petition of voters of Monroe county, praying for the passage of a State local option law.

Mr. McNees presented petitions of citizens of his district, praying for the passage of a State local option law.

Which were referred to the Committee on Law and Order.

Mr. Goehring presented sundry petitions of citizens, taxpayers and voters in the city of Allegheny in favor of the creation of a Greater Pittsburgh by the consolidation of the cities of Pittsburgh and Allegheny.

Which was referred to the Committee on Municipal Affairs.

Mr. Zern, from the Committee on Public Health and Sanitation, to which was re-committed a bill, entitled "An act relating to vaccination in cities of the first class in this Commonwealth,"

Re-reported bill No. 149 without amendment.

Mr. Crawford, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act authorizing John T. Stauffer, a citizen of Philadelphia county, Pennsylvania, to bring suit in the court of common pleas of Philadelphia county against the Commonwealth of Pennsylvania."

Reported Senate bill No. 268 (House No. 135) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to amend 'An act making constables of townships ex-officio fire wardens for the extinction of forest fires and for reporting to the court of quarter sessions violations of the law for the protection of forests from fire, prescribing the duties of such fire wardens and their punishment for failure to perform the same, and empowering them to require under penalty the assistance of other persons in the extinction of such fires,' approved the thirtieth day of March, A. D. 1897, so as to require precautions on approach of fire to forests designated, increase the compensation of fire wardens and their assistants, enlarge the liability of the county and increase the penalty for refusal to assist a fire warden,"

Reported Senate bill No. 269 (House No. 150) without amendment.

Mr. Scott, from the same committee, to which was committed a bill, entitled "An act to provide for the adoption of cast-off and abandoned infants,"

Reported Senate bill No. 270 (House No. 140) without amendment.

Mr. Thomas, from the same committee, to which was committed a bill, entitled "An act to enable city, county, poor, township, ward, school and borough tax collectors to collect taxes for the payment of which they have become liable or for which they shall during the year one thousand nine hundred and five become personally liable without having collected the same by expiration of the authority of their respective warrants or by the expiration of their term of office, and to extend the time for the collection of the same for the period of one year from the passage of this act."

Reported Senate bill No. 271 (House No. 23) without amendment.

Mr. Fox, from the same committee, to which was committed a bill, entitled "An act to regulate the service of warrants in criminal cases in this Commonwealth by deputy constables, and providing a penalty for breach thereof."

Reported bill No. 272 without amendment.

Mr. Herbst, from the Committee on Public Health and Sanitation, to which was re-committed a bill, entitled "An act to provide for the protection of the public health by giving and granting to those having charge of the public health and sanitation in cities of the

first class of this Commonwealth full power to make rules and regulations governing the care and control of persons suffering from cholera, yellow fever, typhoid fever, typhus fever, scarlet fever, relapsing fever, small-pox (variola or varioloid), chicken-pox (varicella), diphtheria, diphtheritic croup, membraneous croup, cerebro-spinal meningitis, measles, mumps, whooping cough, tuberculosis (in any of its diverse forms), pneumonia, erysipelas, puerperal fever, plague (bubonic), trachoma, leprosy, tetanus, glanders, hydrophobia (rabies) or anthrax; also to make rules and regulations governing the sanitary control and disinfection of premises where persons may be or have been suffering from said diseases, and of persons coming in contact therewith, and the burial of persons who may die from any of said diseases; also fixing fines and penalties for the violation thereof and the enforcement of the same,"

Re-reported bill No. 148 without amendment.

Mr. Woods (Allegheny), from the Committee on Finance, to which was committed a bill, entitled "An act authorizing the State Treasurer of Pennsylvania to require additional security from any bank, banking institution or trust company in which the funds of the State are deposited,"

Reported bill No. 273 without amendment.

Mr. McPherson, from the Committee on Judiciary General, to which was committed a bill, entitled "An act providing for the presentation of libels in divorce to the several courts of common pleas and awarding of subpoenas thereon,"

Reported bill No. 274 without amendment.

Mr. Dewalt, from the same committee, to which was committed a bill, entitled "An act regulating the duties of borough and township auditors,"

Reported bill No. 275 without amendment.

He also, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to prevent the giving of short weights and measurements, defining the same, and declaring the same a misdemeanor and fixing the punishment therefor."

Reported Senate bill No. 276 (House No. 129) without amendment.

Mr. Hall, from the Commitee on Judiciary General, to which was committed a bill, entitled "An act for the purpose of securing better police protection for the rural districts of this Commonwealth, the creation and incorporation of police districts and the establishment of rural police,"

Reported Senate bill No. 277 (House No. 212) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act creating the Department of State Police, providing for the appointment of a Superintendent thereof, together with the officers and men who shall constitute the force, defining their powers and duties, and making an appropriation for the expenses connected therewith,"

Reported bill No. 278 with amendment.

Mr. Grim, from the same committee, to which was committed a bill, entitled "An act authorizing the State Treasurer to refund moneys erroneously paid on application for warrants for vacant land,"

Reported bill No. 279 without amendment.

Mr. Stober, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to prohibit the adulteration of milk and cream, and providing the method of procedure for the enforcement thereof,"

Reported bill No. 280 with amendment.

Mr. Miller, from the Committee on Public Health and Sanitation, to which was re-committed a bill, entitled "An act to reguate the vaccination of all employes, attendants, patients and inmates of educational, penal, reformatory, charitable, benevolent or eleemosynary institutions to which the Commonwealth renders aid by making appropriations thereto."

Re-reported bill No. 151 without amendment.

Mr. Brown, from the Committee on Judiciary General, to which was re-reported a bill, entitled "An act to provide for the adoption and registration of labels, symbols, trade-marks or private stamps by any association or union of workingmen, regulating the use of such labels, symbols, trade-marks or private stamps, providing penalties for the unlawful use thereof and for counterfeiting or imitating the same and prohibiting the sale, use or display of such counterfeit labels and the sale, use or display of goods, wares and merchandise to which such counterfeit labels may be affixed,"

Re-reported bill No. 170 with amendment.

Mr. Fisher read in his place and presented to the Chair a bill, entitled "An act to authorize the employment of additional employes by the Adjutant General."

Which was committed to the Committee on Military Affairs.

Mr. Crawford read in his place and presented to the Chair a bill, entitled "An act repealing all laws, or parts of laws, relating to or affecting the manufacture, sale, vending or dealing in malt or brewed liquors by brewers within this Commonwealth heretofore enacted, and authorizing the county treasurers of the several counties of the Commonwealth to issue licenses to brewers to vend, sell

or deal in malt liquors, on payment of certain fees therefor; and authorizing the county treasurers of the proper counties to grant wholesale liquor licenses to brewers to sell the product of their breweries and to regulate the selling, vending and dealing in malt or brewed liquors by brewers within this Commonwealth, and providing penalties for violation of the provisions thereof."

By request,

Mr. Gransback read in his place and presented to the Chair a bill, entitled "An act to cure defects in petitions and bonds for sale of liquors at retail and wholesale filed in the courts of quarter sessions in the several counties of this Commonwealth and upon which licenses have been granted.

Which were committed to the Committee on Law and Order.

He also read in his place and presented to the Chair a bill, entitled "An act prohibiting the sale, assignment or transfer of any coupons, voucher, order, token, certificate, either singly or in definite numbers, without the consent of the party or parties issuing the same or responsible for the redemption thereof, and providing for the punishment thereof."

Mr. Godcharles read in his place and presented to the Chair a bill, entitled "An act fixing the term of office and regulating the appointment of trustees, managers, directors and inspectors of hospitals, asylums, penal and charitable institutions and members of governing boards of schools of training and of various institutionh who are by law to be appointed and commissioned by the Governor."

Which were committed to the Committee on Judiciary General.

Mr. Stober read in his place and presented to the Chair a bill, entitled "An act creating the Department of State Charitable Institutions, providing for the appointment of a commissioner, who shall be the head thereof, defining his duties, fixing his compensation, designating the number and salaries of his assistants and making an appropriation therefor."

Which was committed to the Committee on Appropriations.

Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act amending an act approved the twentieth day of June, 1901, entitled 'An act amending and supplementing an act, entitled,' etc., 'An act for the government of cities of the second class,' approved the seventh day of March, A. D. 1901, in the following particulars, to wit: Amending article twelve, section one, regulating the appointment and election of officers other than the city recorder and mayor, and providing for the election of a city treasurer and a board of assessors by a vote of the people."

Which was committed to the Committee on Municipal Affairs.

Mr. Herbst read in his place and presented to the Chair a bill, entitled "An act to prevent excessive charges of persons, associations, limited partnerships or corporations using, but not owning, railroads in Pennsylvania."

Which was committed to the Committee on Judiciary General.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act to amend section one of an act, entitled 'An act for the annexation of any city, borough, township or part of a township to a contiguous city, and providing for the indebtedness of the same,' approved the 28th day of April, A. D. 1903, providing for percentage of petitioners."

Which was committed to the Committee on Municipal Affairs.

On motion of Mr. Goehring,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That Senate bill No. 38, entitled "An act to amend the first section of an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia and defining the powers and duties of the same," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Goehring,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That Senate bill No. 44, entitled "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same and of the time and place of their meeting," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 60, entitled "An act relating to the collection of

one-half of city, school and poor taxes in the several cities of the third class of this Commonwealth, and providing that the city treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes, prescribing his duties and fixing his compensation."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—42.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 175 (House No. 71), entitled "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

A motion was made by Mr. Stineman,

That the question, together with the further consideration of said bill, be postponed for the present.

Which was agreed to.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate bill No. 181 (House No. 113), entitled "An ait to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes, and to prescribe the form of government of townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions, and regulating such proceedings,' approved the eleventh day of May, Anno Domini one thousand nine hundred and one, by providing that those townships having a population of at least two hundred and fifty to the square mile shall be townships of the first class."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—42.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 191, entitled "An act to amend the first, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections of an act, entitled 'An act relating to the public grounds and buildings, defining the powers of the commissioners, authorizing the Board of Com-

missioners to carry into effect the provisions of section twelve article three of the Constitution relative to contracts for stationery, supplies, fuel, furniture, furnishings, distribution of documents, repairs, alterations or improvements, and other matters needed by the Legislature, the several departments, boards and commissions of the State Government and Executive Mansion, authorizing the appointment of a superintendent, and defining his powers, authority and duties, and providing for the appointment of subordinate officers required by this act, and fixing the compensation of the same,' approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and ninety-five, further providing for the custody, maintenance and protection of the public grounds and buildings."

And said bill having ben read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—33.

NAYS.

Messrs. Calpin, Dewalt, Freeland, Grim and Herbst—6.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

A motion was made by Mr. Roberts,

That Senate bill No. 193, entitled "An act for the purpose of securing better police protection for the rural districts of this Commonwealth, the creation and incorporation of police districts and the establishment of rural police," be omitted from the calendar.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 194, entitled "An act providing that property provided and maintained by public or private charity and used for

public libraries, museums or art galleries shall be exempt from taxation during such use."

And said bill having ben read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—42.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 195, entitled "An act to validate certain judgments and titles to real estate notwithstanding a failure to comply with all the requirements of the tenth clause of section one of an act, approved the ninth day of July, Anno Domini, one thousand nine hundred and one, entitled "An act relating to the service of certain process in actions at law and the effect thereof and providing who shall be made parties to certain writs."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol,

McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 196 entitled "An act relating to church charters which have been granted without incorporating the provisions of section seven of the act of twenty-sixth April, one thousand eight hundred and fifty-five, validating the same for the period of two years and authorizing amendments to said charters containing the provisions of said section seven of the act of twenty-sixth April, one thousand eight hundred and fifty-five, and of the act of second June, one thousand eight hundred and eighty-seven."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—41.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 197 entitled "An act amending article two of an act,

entitled 'A further supplement to an act, entitled 'An act to reform the penal laws of this Commonwealth,' approved April twenty-third, Anno Domini, one thousand eight hundred and twenty-nine."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny) and Woods (Westmoreland)—40.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 198, entitled "An act authorizing the State Treasurer to refund to C. C. Dunkle the amount paid by him for his commission as notary public."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—41.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 200 (House No. 2), entitled "An act to amend section forty-four of the act of Assembly of this Commonwealth, entitled 'An act relating to the commencement of actions,' approved the thirteenth day of June, Anno Domini, one thousand eight hundred and thirty-six, so as to make all certain the provisions of said act apply to all actions ex delicto as well as to all actions ex contractu."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. McPherson asked and obtained unanimous consent to amend the same by striking out the word "certain" in line four of the title and inserting in lieu thereof the word "all" and by striking out the word "all" in line five and inserting in lieu thereof the word "certain."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 201 (House No. 155) entitled "A joint resolution whereas the United States Government, through its Fish Commissioner, has made the request that so much of the Torresdale Fish Hatchery situated on the Delaware river at Torresdale, Philadelphia, devoted to the propagation of shad shall be placed under control of the said United States Fish Commission during the coming season for operation."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods(Westmoreland) and Zern—41

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 205 entitled "An act to amend the second section of an act, entitled 'An act regulating the sale of concentrated commercial feeding stuffs, prohibiting their adulteration, providing for the collection of samples, the expenses of the enforcement of the law, and fixing penalties for its violation,' so as to extend the application of the term commercial feeding stuffs."

And said bill having been read at length the third time,

On the question,

Will the Senate agreed to the bill?

A motion was made by Mr. Woods (Westmoreland),

That the question, together with the further consideration of said bill, be postponed for the present,

Which was agreed to

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 206 (House No. 94), entitled "An act to provide for the better protection and preservation of sheep within this Commonwealth and providing penalties for violation of its several provisions."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Cochran, Crawford, Cumings, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—39.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 208 (House No. 103), entitled "An act to repeal an act, entitled 'An act to detach the farms of Amos S. Hancox and John Brown from Oil Creek township, Crawford county, and to attach them to Cherry Tree township, Venango county, for school purposes,' approved the sixth day of April, Anno Domini, one thousand eight hundred and seventy."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Dewalt, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 209 (House No. 105), entitled "An act to repeal so much of an act, entitled 'An act annexing the farm of John Hamilton in Sandy Lake township, Mercer county, to Worth township in said county, for school purposes, and the farms of certain persons in the township of Troy in the county of Crawford and, the the township of Plum in Venango county, to the township of Cherry Tree, Venango county for school purposes,' as annexes the farms of certain persons in the township of Troy in the county of Crawford and the township of Plum in Venango county to the township of Cherry Tree, Venango county, for school purposes approved the twelfth day of April, Anno Domini, one thousand eight hundred and sixty-seven.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Freeland, Gerberich, Godcharles Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—36.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 210, entitled "An act in relation to railroads under lease."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Catlin, Crawford, Cumings, Gerberich, Godcharles, Gransback, Hall, Heidelbaugh, Herbst, Hill, Irvin, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny), Woods (Westmoreland) and Zern —32.

NAYS.

Mr. Grim.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 211, entitled "An act to empower railroad companies to change the location and grade of either of bridges and their approaches belonging to bridge corporations to accommodate the location and construction of their railroad, or the changing, relocating, widening, straightening or improvement thereof."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Crawford, Cumings, Dewalt, Freeland, Gerberich, Godcharles, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny), Woods (Westmoreland) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of

Senate bill No. 212, entitled "An act regulating the manufacture and sale of fruit syrups, prepared fruit and fruit products for use in soda water, carbonated beverages, soft drinks, ices and ice creams, and permitting the use of certain maximum proportions of sodium benzoate and of harmless vegetable coloring matter therein, providing for the enforcement thereof, and repealing all acts or parts of acts inconsistent herewith."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Cumings, Dewalt, Freeland, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 213 (House No. 128), entitled "An act to provide for the better protection of life and property by the examination and licensing of engineers having charge of steam boilers, steam engines and appliances connected therewith in cities of the second and third class of this Commonwealth, and providing for violation."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Catlin, Crawford, Cumings, Dewalt, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Herbst, Hill, Irvin, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober,

Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 214 (House No. 166), entitled "An act to amend the fourth section of an act, entitled 'An act to protect the health of the domestic animals of the Commonwealth of Pennsylvania,' approved the twenty-sixth day of May, Anno Domini one thousand eight hundred and ninety-seven, by prescribing penalties and methods of procedure for the enforcement of the provisions of said act."

And said bill having been read at length the third time and agreed to,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Gerberich, Godcharles, Gransback, Grim, Herbst, Hill, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Phillips, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

On motion of Mr. White,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the Legislative Record stenographer be instructed to report the memorial proceedings to be held in the House of Representatives on Wednesday evening, March 22, 1905, in memory of the late United States Senator M. S. Quay, and that the same be printed in the Legislative Record.

Mr. Goehring read in his place and presented to the Chair a bill, entitled "An act fixing the representation in select and common councils in cities of the second class, and the terms of the members of said councils."

Which was committed to the Committee on Municipal Affairs.

Mr. Sisson read in his place and presented to the Chair a bill, entitled "An act requiring the entire amounts of license moneys for the sale of vinous, spirituous, malt or brewed liquors to be paid to the county treasurer and regulating his compensation for receiving and disbursing the same."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair a bill, entitled "An act providing for the construction of a fish hatchery auxiliary to the hatchery now located in the city and county of Erie, and making an appropriation therefor."

Which was committed to the Committee on Appropriations.

The title of the following bill, which had passed both Houses of the General Assembly, having been publicly read immediately before signing, the President, in the presence of the Senate, signed the same, viz:

Senate No. 70. "An act supplementary to an act, entitled 'An act providing for the incorporation and government of cities of the third class,' approved the twenty-third day of May, Anno Domini one thousand eight hundred and eighty-nine, and the amendments thereof, enlarging, modifying, defining and prescribing the powers and duties of the city assessors elected in pursuance of article fifteen of the said act, and its amendments relating to their qualifications, compensation and obligations, and providing that the councils of each of the said cities shall have and exercise certain powers with reference to said assessors, the Board of Revision and Appeal, and the assessment and collection of taxes."

The Clerk of the House of Representatives being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the Senate,
March 20, 1905.

Resolved (if the House of Representatives concur), That all papers filed in the office of the Secretary of the Commonwealth, in accordance with the acts of March 3, 1870, April 5, 1870, June 30, 1885, June 2, 1891, April 18, 1877, May 15, 1893, June 8, 1901, relating to the examination of candidates for the office of mine inspector in the anthracite and bituminous coal regions of Pennsylvania, be transferred to the Department of Mines.

He also presented for concurrence bills numbered and entitled as follows, viz:

House No. 125. "An act amending section one of an act, entitled 'An act to enable borough councils to establish boards of health,'

approved the eleventh day of May, Anno Domini one thousand eight hundred and ninety-three."

Which was committed to the Committee on Public Health and Sanitation.

House No. 233. "An act to repeal an act, entitled 'An act in relation to legal printing in the county of Lycoming,' passed the tenth day of April, one thousand eight hundred and seventy-three."

Which was committed to the Committee on Judiciary Special.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 35. "An act for the prevention of idiocy."

With information that the House of Representatives has passed the same without amendment.

He also presented for concurrence bill numbered and entitled as follows, viz:

House No. 83. "An act to further amend an act, entitled 'An act relating to marriage license providing for officers herein indicated to issue licenses for parties to marry,' approved the twenty-third day of June, one thousand eight hundred and eighty-five empowering notarys public to inquire of parties intending to marry, touching the legality of their contemplated marriage and administer oaths to them."

Said bill having been recalled from the Governor for amendment. The votes had on final passage and third reading of said bill were reconsidered in the House of Representatives and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Catlin, Crawford, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—29.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

The private secretary of the Governor being introduced, pre-

sented a communication, in writing, from His Excellency, which was read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 21, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Louis Cella, Jr., Pittsburg, March 27, 1905.

Chester County.

William S. G. Cook, Coatesville, April 10, 1905.

Lackawanna County.

Samuel Moskovitz, Dickson City, March 21, 1905.

Philadelphia County.

Regnault Johnson, Philadelphia, March 21, 1905.
Geo. W. Clothier, Philadelphia, March 21, 1905.

Schuylkill County.

Edw. Hummel, Pine Grove, March 27, 1905.

York County.

Harry S. Ebert, York, March 21, 1905.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Louis Cella, Jr., Pittsburg, March 27, 1905.

Chester County.

William S. G. Cook, Coatesville, April 10, 1905.

Lackawanna County.

Samuel Moskovitz, Dickson City, March 21, 1905.

Philadelphia County.

Regnault Johnson, Philadelphia, March 21, 1905.
Geo. W. Clothier, Philadelphia, March 21, 1905.

Schuylkill County.

Edw. Hummel, Pine Grove, March 27, 1905.

York County.

Harry S. Ebert, York, March 21, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion,

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Godcharles, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Woods (Westmoreland)—34.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 204 (House No. 109). "An act declaring valid and indefeasible as to any right of escheat composing its manufacturing establishment taken by a foreign corporation engaged in this Commonwealth in the business of manufacturing any product of iron or steel in its corporate name which has mortgaged the same to secure its bonds."

Senate No. 216. "An act making an appropriation toward the erection of a monument commemorative of the valor and heroism of the officers and soldiers of the United States Army in the War of the Rebellion in the battle of Monocacy, Maryland, on July ninth, one thousand eight hundred and sixty-four."

Senate No. 217. "An act making an appropriation for the payment of the expenses incident to the dedication of the memorial erected in the National Cemetery at Andersonville, Georgia, by the Pennsylvania Commission under the provisions of an act of the General Assembly; approved July eighteenth, one thousand nine hundred and one, and making an appropriation to provide trans-

portation to Americus, Georgia, for all surviving honorably discharged Pennsylvania soldiers who were at any time during the War for the Suppression of the Rebellion confined in the Confederate prison at Andersonville, Georgia."

Senate No. 218. "An act making an appropriation to the City Hospital, of Susquehanna borough."

Senate No. 219. "An act making an appropriation to the Pennsylvania Academy of the Fine Arts, of the city of Philadelphia."

Senate No. 220. "An act making an appropriation to the Chester Hospital, at Chester."

And said bills having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 221, entitled "An act constituting a commission to arrange for the proper dedication of the new Capitol, and providing for the payment of the expenses thereof."

The first section was agreed to.

On the question,

Will the Senate agree to the second section?

A motion was made by Mr. Calpin,

To amend the same by striking out the word "fifty" and inserting in lieu thereof the word "twenty-five."

Which was not agreed to.

The section was then agreed to.

The title was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 222. "An act making an appropriation to the trustees of the Fifty-fourth Regiment Pennsylvania Veteran Volunteers Infantry for the purpose of erecting a monument on the battlefield of New Market, Virginia."

Senate No. 223. "An act making an appropriation for the erection of a suitable monument to the memory of Brevet Major General John W. Geary."

Senate No. 224. "An act making an appropriation to the Williamsport Training School."

Senate No. 225. "An act making an appropriation to the Home for the Friendless of the City of Williamsport."

Senate No. 226. "An act making an appropriation to the Aged Colored Women's Home, at Williamsport."

Senate No. 227. "An act making an appropriation for medals of honor."

Senate No. 228. "An act making an appropriation to the Historical Society of Pennsylvania."

Senate No. 229. "An act providing for the erection of a monument and memorial tablets on the Fredericksburg battlefield for certain Pennsylvania regiments that participated in the charge of Moryes' Heights, December thirteenth, one thousand eight hundred and sixty-two, and making an appropriation therefor."

Senate No. 230. "An act making an appropriation to the York Hospital and Dispensary, of the city of York."

Senate No. 231. "An act making an appropriation to the Williamsport Hospital."

Senate No. 232. "An act making an appropriation to the Florence Crittenden Mission, of the city of Williamsport."

Senate No. 233. "An act making an appropriation to the American Philosophical Society at Philadelphia, for promoting useful knowledge for the celebration of the two hundredth anniversary of the birth of Benjamin Franklin."

Senate No. 234. "An act to amend the first section of an act, entitled 'An act to provide for the manner of reducing the capital stock of corporations,' approved the eighth day of June, Anno Domini one thousand eight hundred and ninety-three, extending the provisions of the said act to all corporations created by general or special law, and repealing all acts or parts of acts inconsistent therewith."

Senate No. 235 (House No. 168). "An act providing for the enlargement of cemeteries already existing and located outside the corporate limits of cities, towns and boroughs by increasing the acreage thereof for burial purposes."

Senate No. 236. "An act to regulate the time of holding city teachers' institutes."

Senate No. 237 (House No. 76). "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation, and preventing the granting of warrants for the beds of navigable rivers."

Senate No. 238 (House No. 157). "An act requiring unincorporated societies, supported or maintained in whole or in part by contributions to make uniform reports to the prothonotary of each county in which such unincorporated society maintains an office, providing a penalty for failure to make such report, and providing the means of enforcing such penalty."

Senate No. 239. "An act to authorize manufacturing corporations to deal in goods, wares and materials manufactured by others."

Senate No. 240. "An act to repeal an act, entitled 'An act authorizing one justice of the peace of Canton township, in the county of Washington, to hold his office in the borough of Washington,' approved the first day of March, Anno Domini one thousand eight hundred and seventy."

Senate No. 241. "An act to amend an act, entitled 'An act to amend section first of the act of Assembly approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-one," entitled 'An act to amend an act to fix the annual salaries to be paid county officers in counties containing over five hundred thousand inhabitants,' being a supplement to an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasurer, in counties containing over one hundred and fifty thousand inhabitants, by a further classification of counties containing over five hundred thousand inhabitants, and fixing the compensation of county officers therein,' and repealing all acts or parts of acts inconsistent herewith, approved the twenty-first day of March, Anno Domini one thousand eight hundred and ninety-one, fixing the salaries to be paid to the jail physician and to the county jailer in counties containing less than eight hundred inhabitants."

Senate No. 242 (House No. 97). "An act amending the act of April four, one thousand eight hundred and thirty-one, 'To provide for the employment and support of the poor in the county of Schuylkill,' and creating the office of 'The directors of the poor and of the house for the employment and support of the poor in the county of Schuylkill, and conferring power upon the Governor of the Commonwealth to appoint and remove the same, and to provide a system for the better management and regulation of the house for the employment and support of the poor in said county, and to abolish the office of 'the directors of the poor and of the house of employment for the county of Schuylkill,' and to repeal parts of the acts

of April four, one thousand eight hundred and thirty-one in conflict with said amendment."

Senate No. 243. "An act making an appropriation to the Bucks County Historical Society."

Senate No. 244. "An act making an appropriation to the Academy of Natural Sciences of Philadelphia."

Senate No. 245. "An act making an appropriation to the Woman's Medical College of Pennsylvania for use in the Hospital Department."

Senate No. 246. "An act to commemorate the heroism, sacrifices and patriotism of the members of the One Hundred and Twenty-seventh Regiment of the Pennsylvania Volunteer Infantry at the battle of Fredericksburg, December tenth to thirteenth, one thousand eight hundred and sixty-two, by the erection of a suitable monument in the National Cemetery at that place, creating a commission for such purpose, and appropriating the necessary money therefor."

Senate No. 247. "An act making an appropriation for the Bedford County Hospital Association."

Senate No. 248. "An act to prohibit the throwing of waste paper, sweepings, ashes, household waste or rubbish of any kind into any paved street in any city in this Commonwealth, or to disturb the contents of any receptacle placed upon the street or sidewalk for collection."

Senate No. 249 (House No. 32). "An act to repeal sections six and seven of an act, entitled 'An act relating to roads and bridges in Washington county,' approved the thirtieth day of March, one thousand eight hundred and fifty-nine, as extended to Lycoming county by an act, entitled 'An act relating to roads and bridges in Washington county, extended to Lycoming and Indiana counties, approved the twelfth day of March, one thousand eight hundred and sixty, so far as the same relates to Lycoming county."

Senate No. 250 (House No. 75). "An act to repeal an act, entitled 'An act relating to the roads of Birmingham township, Chester county,' approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two."

Senate No. 251 (House No. 95). "An act to repeal an act, entitled 'An act to incorporate the Coatesville, Nortonville and Doe Run Plank Road Company, relative to the repair of public roads in Birmingham township, Delaware county, and relative to the Darby and Upper Darby Plank Road Company,' approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and fifty-three."

Senate No. 252 (House No. 149). "An act to further define the duties and powers of the State Live Stock Sanitary Board, to prevent the spread of dangerous, contagious or infectious diseases among domestic animals, to require reports to be made of the existence of such diseases, to limit appraisements and payments for animals that it may be necessary to destroy to prevent the spread of diseases, to protect milk supplies from contamination, to authorize co-operation with local boards of health, and to prescribe penalties for the violation of the provisions hereof."

Senate No. 253. "An act making an appropriation to Todd Sanitarium."

Senate No. 254. "An act providing for the acquisition by the State of certain ground at Fort Washington, in Montgomery county, for a public park, and making an appropriation therefor."

Senate No. 255. "An act making an appropriation for suitable monuments to be erected to the memory of General Hartranft and Winfield Scott Hancock at the borough of Norristown, Montgomery county, Pennsylvania, and providing for the appointment of commissioners to supervise the erection thereof."

Senate No. 256. "An act to provide for the election of township supervisors, and to fix their term of office."

Senate No. 257. "An act creating the Water Supply Commission of Pennsylvania, defining its duties, fixing the scope of its authority and power, and making an appropriation for the payment of the salaries and expenses connected therewith."

Senate No. 258. "An act providing for the removal of the penitentiary for the Eastern District of Pennsylvania from its present location, the selection of a site and erection thereon of a building or buildings of larger capacity, and making an appropriation therefor."

Senate No. 259 (House No. 146). "An act to amend an act, entitled 'An act to establish the State Live Stock Sanitary Board of Pennsylvania, and to provide for the control and suppression of dangerous, contagious or infectious diseases of domestic animals,' approved the twenty-first day of May, Anno Domini one thousand eight hundred and ninety-five, so as to authorize the State Live Stock Sanitary Board to conduct scientific investigations in relation to the causes, nature and prevention of diseases of domestic animals."

And said bills having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. White,

That Senate bills numbered and entitled as follows, viz:

Senate No. 216. "An act making an appropriation toward the erection of a monument commemorative of the valor and heroism of the officers and soldiers of the United States Army in the War of the Rebellion in the battle of Monocacy, Maryland, on July ninth, one thousand eight hundred and sixty-four."

Senate No. 217. "An act making an appropriation for the payment of the expenses incident to the dedication of the memorial erected in the National Cemetery at Andersonville, Georgia, by the Pennsylvania Commission, under the provisions of an act of the General Assembly, approved July eighteenth, one thousand nine hundred and one, and making an appropriation to provide transportation to Americus, Georgia, for all surviving honorably discharged Pennsylvania soldiers who were at any time during the War for the Suppression of the Rebellion confined in the Confederate prison at Andersonville, Georgia."

Senate No. 218. "An act making an appropriation to the City Hospital, of Susquehanna borough."

Senate No. 219. "An act making an appropriation to the Pennsylvania Academy of the Fine Arts of the city of Philadelphia."

Senate No. 220. "An act making an appropriation to the Chester Hospital, at Chester."

Senate No. 221. "An act constituting a commission to arrange for the proper dedication of the new Capitol, and providing for the payment of the expenses thereof."

Senate No. 222. "An act making an appropriation to the trustees of the Association of the Fifty-fourth Regiment Pennsylvania Veteran Volunteer Infantry for the purpose of erecting a monument on the battlefield of New Market, Virginia."

Senate No. 223. "An act making an appropriation for the erection of a suitable monument to the memory of Brevet Major General John W. Geary."

Senate No. 224. "An act making an appropriation to the Williamsport Training School."

Senate No. 225. "An act making an appropriation to the Home for the Friendless of the City of Williamsport."

Senate No. 226. "An act making an appropriation to the Aged Colored Women's Home, at Williamsport."

Senate No. 227. "An act making an appropriation for medals of honor."

Senate No. 228. "An act making an appropriation to the Historical Society of Pennsylvania."

Senate No. 229. "An act providing for the erection of a monumen and memorial tablets on the Fredericksburg Battlefield for certain Pennsylvania regimetns that participated in the charge of Moryes' Heights, December thirteenth, one thousand eight hundred and sixty-two, and making appropriation therefor."

Senate No. 230. "An act making an appropriation to the York Hospital and Dispensary of the City of York."

Senate No. 231. "An act making an appropriation to the Williamsport Hospital."

Senate No. 232. "An act making an appropriation to the Florence Crittenton Mission of the City of Williamsport."

Senate No. 233. "An act making an appropriation to the American Philosophical Society at Philadelphia for Promoting Useful Knowledge for the celebration of the two hundreth anniversary of the birth of Benjamin Franklin."

Senate No. 243 "An act making an appropriation to the Bucks County Historical Society."

Senate No. 244 "An act making an appropriation to the Academy of Natural Sciences of Philadelhia."

Senate No. 245. "An act making an appropriation to the Woman's Medical College of Pennsylvania for use in the Hospital Department."

Senate No. 246 "An act to commemorate the heroism, sacrifices and patriotism of the members of the One Hundred and Twenty-seventh Regiment of the Pennsylvania Volunteer Infantry at the battle of Fredericksburg,December tenth to thirteenth, one thousand eight hundred and sixty-two, by the ercetion of a suitable monument in the National Cemetery at that place, creating a Commission for such purpose and appropriating the necessary money therefor."

Senate No. 247. "An act making an appropriation for the Bedford County Hospital Association."

Senate No. 253 "An act making an appropriation to Todd Sanitarium."

Senate No. 254. "An act providing for the acquisition by the State of certain ground at Fort Washington in Montgomery county for a public park and making an appropriation therefor."

Senate No. 255 "An act making an appropriation for suitable monuments to be erected to the memory of General John F. Hartranft and Winfield Scott Hancock at the borough of Norristown, Montgomery county, Pennsylvania, and providing for the appointment of commissioners to supervise the erection thereof."

Senate No. 258. "An act providing for the removal of the penitentiary for the Eastern District of Pennsylvania from its present location, the selection of a site and erection theron of a building or

buildings of larger capacity and making an appropriation therefor."

Be re-committed to the Committee on Appropriations.

Which was agreed to.

Mr. Zern read in his place and presented to the Chair a bill, entitled "An act to amend an act. entitled' An act to provide for the protection and preservation of game, game quadrupeds, game birds, etc,' approved June 4, Anno Domini, one thousand eight hundred and ninety-seven, the title of which was amended by an act of May sixth, one thousand eight hundred and ninety-nine."

Which was committed to the Committee on Game and Fish.

He also read in his place and presented to the Chair a bill, entitled "An act for the destruction of wild cats, foxes, minks, skunks, weazles and owls in this Commonwealth, and providing for the payment of the bounty on the same by the respective counties, by the county treasurer thereof, on order of the county commissioners; and providing that the State Treasurer shall refund to the counties the amounts of bounties respectively paid by them, as shown by a certificate of the respective county treasurers; and making the willful and fraudulent collection of any bounty or bounties, or assistance therein, a misdemeanor, and fixing a penalty for the violation of the same."

Which was committed to the Committee on Game and Fish.

He also read in his place and presented to the Chair a bill, entitled "An act amending the act of May seventeen, Anno Domini, one thousand eight hundred and eighty-three, as amended by the act of April sixteen, one thousand eight hundrd and eighty-five, entitled 'An act regulating the hunting and killing of web-footed wild fowl."

Which was committed to the Committee on Game and Fish.

Mr. Grim read in his place and presented to the Chair a bill, entitled "An act to fix the number of Senators in the General Assembly of the State, and to apportion the State into Senatorial districts as provided in the Constitution."

Which was committed to the Committee on Legislative Apportionment.

Mr. White, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation to Saint Agnes' Hospital of Philadelphia, Pa."

Reported bill No. 281 without amendment.

He also, from the same committee to which was committed a bill, entitled "An act making an appropriation to the Sanitarium Association of Philadelphia."

Reported bill No. 282 without amendment.

He also, from the same committee to which was committed a bill, entitled "An act supplementary to an act' entitled 'An act for the compilation and publication of the Laws of of the Province and Commonwealth of Pennsylvania prior to the year one thousand eight hundred," approved the nineteenth day of May, one thousand eight hundred and eighty-seven, continuing the commissioners appointed in accordance with the provisions of said act for the further period of two years, and making an appropriation for the expenses therein referred to."

Reported bill No. 283 without amendment.

Agreeably to order.

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 260. "An act amending the first section of the act. entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved the sixth day of May, Anno Domini, one thousand eight hundred and eighty-seven."

Senate No. 261. "An act to provide for the licensing by the Department of Public Health and Charities in cities of the first class of any person other than an institution duly incorporated for the purpose who takes into custody for hire or reward a child or children under the age of three years, empowering the said Department to provide regulation and inspection for the same and imposing a penalty."

Senate No. 262 (House No. 59). "An act to authorize the paving in cities of the first class where property is assessed at suburban rates."

Senate No. 263. "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same and by fixing the hours of labor for women and minors, to provide for the safety of all employes in all industrial establishments and of men, women and children in school houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusement in which proper fire escapes, exits and extinguishers are required, to provide for the health of all employes and of men, women and children in all such establishments, storehouses and buildings by proper santary appliances, and to provide for the appointment of inspectors; office clerks and others, who with the Chief Factory Inspector shall constitute the Department of Factory Inspection, to enforce the same and providing penalties for violations of the provisiions thereof."

Senate No. 264 (House No. 107). "An act to provide for the better protection of deer and fawn within this Commonwealth and prescribing penalties for violation of its several provisions."

Senate No. 265 (House No. 98). "An act to provide for the draining of swampy and wet lands and the assessment and collection of the costs thereof from the owners of the property thus improved."

And said bill having been read at length the first time,

Orderer, To be laid aside for second reading.

The title of the following bills which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore, in presence of the Senate, signed the same, viz:

Senate No. 16 "An act establishing in counties containing a population of from three hundred thousand to one million, a board for assessment and revision of taxes for State and county purposes prescribing their powers and duties and abolishing the office of ward, borough and township assessors in so far as respects the assessment of State and county taxes."

Senate No. 25 "An act to prohibit the sale or use of certain fireworks, fire crackers, pistols, explosive canes, ammunition and providing penalties for violations thereof."

Senate No. 40. "An act to provide for an additional law judge of the several courts of the Sixth Judicial District composed of the county of Erie."

Senate No. 85. "An act providing for the relief of poor persons, regulating their settlements in poor districts, providing a means of enforcing the removal of a poor person to the district of his settlement the payment for relief furnished to him and the payment of costs incident thereto, and authorizing the courts of quarter sessions to compel certain relations to contribute to the relief of poor persons."

Senate No. 86. "An act relating to the appointment of official stenographers and assistants in the courts of this Commonwealth, prescribing their qualifications, duties, and compensation, the time and effect of taking exceptions during trials, the certificates to be made in regard to the transcribed notes of trials and making their transcribed and certified notes conclusive on appeals and prima facie evidence in other respects."

Senate No. 97. "An act providing for the erection of county bridges over any river, creek or rivulet forming the boundary between any borough and township of the first or second class where the same crosses a public highway and providing for the cost and maintenance of the same."

Senate No. 99. "An act to re-organize the board of trustees of the Pennsylvania State College."

Senate No. 101. "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing central boards of education in cities of the second class, to establish and maintain schools for in-

struction in the mechanic arts and kindred subjects, approved the twenty-fifth day of June, Anno Domini, one thousand eight hundred and eighty-five, as amended by an act of May twenty-first, one thousand eight hundred and ninety-five, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects' approved the twenty-fifth day of June Anno Domini, one thousand eight hundred and eighty-five, so as to extend the provisions thereof to cities of the third class' so as to extend the benefits and provisions of the said act to boroughs and townships of the first class,' so as to enlarge the powers conferred upon such school authorities by said acts by adding the power to establish and maintain schools for athletics."

A motion was made by Mr. Grim,

That the Senate do now adjourn,

Which was agreed to,

Whereupon,

The President pro tempore adjourned the Senate until to-morrow morning at eleven o'clock.

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WEDNESDAY, March 22, 1905.

The President pro tempore in the Chair.

Mr. Goehring presented sundry petitions of citizens, taxpayers and voters of the city of Allegheny in favor of the creation of a Greater Pittsburgh by the consolidation of the cities of Pittsburgh and Allegheny.

Which was referred to the Committee on Mupnicipal Affairs.

Mr. Sproul presented a petiton of The Young People of Zion Presbyterian Church of Philadelphia, praying for the passage of a State Local Option Law.

Which was referred to the Committee on Law and Order.

The Chair laid before the Senate remonstrances of sundry religious bodies and citizens of Philadelphia against the passage of House bills Nos. 186, 187 and 188.

Which were referred to the Committee on Judiciary General.

He also laid before the Senate remonstrances of sundry religious bodies and citizens against the passage of the bill known as the Puhl Bill.

Which were referred to the Committee on Judiciary General.

He also laid before the Senate a resolution of the Philadelphia Conference, in annual session in the city of Allentown, Pa., requesting the passage of a Personal Registration Bill.

Which was referred to the committee on Elections.

He also laid before Senate resolutions of citizens of Allegheny county in favor of the passage of House bill No. 34, known as the Factory Inspector's Bill.

Which was referred to the Committee on Judiciary General.

The title of the following bill, which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore, in presence of the Senate, signed the same, viz:

Senate No. 35. "An act for the prevention of idiocy."

The Clerk of the House of Representatives being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the State Senate, March 21, 1905.

Resolved (if the House of Representatives concur), That Senate bill No. 38, entitled "An act to amend the first section of an act, approved the eleventh day of April, Anno Domini, one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia and defining the powers and duties of the same,"

Be recalled from the Governor of the Commonwealth for the purpose of amendment.

He also informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

In the State Senate, March 21, 105.

Resolved (if the House of Representatives concur), That Senate bill No. 44, entitled "An act to amend section one of an act, entitled 'An act requiring written notice to be served upon supervisors of the proposed opening and construction of new roads for public use and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini, one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same and of the time and place of their meetings,"

Be recalled from the Governor of the Commonwealth for the purpose of amendment.

Mr. Scott, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation for the

erection of a suitable monument on Lincoln Park in the borough of Milton, Northumberland county, to the memory of Ex-Governor James Pollock.

Reported bill No. 284 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Easton Hospital at Easton."

Reported bill No. 285 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the hospital department of the Hahnemann Medical College and Hospital of Philadelphia."

Reported bill No. 286 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to appropriate the sum of five hundred thousand dollars ($500,000) for the deepening and improving of the channel of the Delaware river between the city of Philadelphia and Delaware bay."

Reported bill No. 287 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases."

Reported bill No. 288 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Bellefonte Hospital."

Reported bill No. 287 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to provide for a deficiency arising under the provisions of an act, approved April two, one thousand nine hundred and three, to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane."

Reported Senate bill No. 290 (House No. 184) with amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane, approved June thirtieth, one thousand eight hundred and eighty-three, and June twenty-second, one thousand eight hundred and ninety-two, and June twenty-sixth, one thousand eight hundred and ninety-five, and May twenty-fifth, one thousand eight hundred and ninety-seven, and May tenth, one thousand eight hundred and ninety-nine, and making an appropriation therefor and providing for an additional appropriation for the care and detention of the chronic insane under the pro-

visions of the act approved June twenty-second, one thousand eight hundred and ninety-one, during the two fiscal years beginning June first, one thousand nine hundred and five."

Reported Senate bill No. 291 (House No. 181) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to continue the existence of commissioners for the promotion of uniformity of legislation in the United States provided for in the act of the General Assembly of the Commonwealth of Pennsylvania, approved the twenty-third day of May, Anno Domini, one thousand nine hundred and one."

Reported Senate bill No. 292 (House No. 171) without amendment.

Mr. Cumings, from the same committee, to which was committed a bill, entitled "An act making appropriation to the German Hospital of the city of Philadelphia."

Reported bill No. 293 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to provide transportation to and from Vicksburg, Mississippi, at the time of the dedication of the monument of the Pennsylvania regiments and battery of artillery, for all surviving soldiers of those organizations which participated in the siege of Vicksburg, Mississippi, in June and July, one thousand eight hundred and sixty-three, and making an appropriation for said transportation and providing for the expenses of the Vicksburg Battlefield Commission incident to said dedication."

Reported bill No. 294 without amendment.

He also, from the same committee, to which was committed a bill, titled "An act making an appropriation to the Easton Home for Friendless Children."

Reported bill No. 295 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Home for Aged and Infirm Women at Easton."

Reported bill No. 296 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Good Samaritan Hospital of Lebanon."

Reported bill No. 297 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to Saint Luke's Homeopathic Hospital of Philadelphia."

Reported bill No. 298 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Pottsville Hospital."

Reported bill No. 299 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Meadville City Hospital."

Reported bill No. 300 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Coatesville Hospital."

Reported No. 301 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the DuBois Hospital, of DuBois, Pennsylvania."

Reported bill No. 302 without amendment.

He also, from the same committee, to which was committed a bill, titled "An act making an appropriation to the Meadville City Hospital."

Reorted bill No. 303 without amendment.

He also, from the same committee, to which was committed a bill, titled "An act making an appropriation to the Spencer Hospital."

Reported bill No. 304 without amendment.

He also, from the Committee on Agriculture, to which was committed a bill, entitled "An act regulating the age at which calves can be slaughtered for food, and providing a means of tracing to the origin any veal shipped to or from points in this Commonwealth, and providing penalties for the enforcement thereof."

Reported Senate bill No. 305 (House No. 152) with amendment

Mr. Stober, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation for the erection of a suitable monument in the Old Graveyard, in the borough of Carlisle, county of Cumberland, to the memory of Molly Pitcher, the heroine of Monmouth."

Reported bill No. 306 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to erect a tablet with the names of the soldiers of the Revolution, the War of 1812 and 1846, at Middle Springs, Cumberland county, Pennsylvania."

Reported bill No. 307 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation for the Mary M. Packer Hospital, at Sunbury, Pennsylvania."

Reported bill No. 308 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Chester County Hospital, of West Chester, Pennsylvania."

Reported bill No. 309 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Pittsburg Hospital for Children."

Reported bill No. 310 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Titusville City Hospital."

Reported bill No. 311 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the National Farm School, at Doylestown."

Reported bill No. 312 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Miners Hospital, of Northern Cambria, in the borough of Spangles, in the county of Cambria."

Reported bill No. 313 without amendment.

Mr. Thomson, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Pittsburg and Allegheny Free Kindergarten Association."

Reported bill No. 314 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Todd Hospital, of Carlisle, Pennsylvania."

Reported bill No. 315 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act creating the Department of State Charitable Institutions, providing for the appointment of a commissioner who shall be the head thereof, defining his duties, fixing his compensation, designating the number ad salaries of his assistants, and making an appropriation therefor."

Reported bill No. 316 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Shenango Valley Hospital, of New Castle, Pennsylvania."

Reported bill No. 317 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane, at Warren, Pennsylvania."

Reported bill No. 318 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Western Pennsylvania Colored Industrial School."

Reported bill No. 319 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Commissioners of Valley Forge Park."

Reported bill No. 320 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act amending the act, entitled 'An act amending the act, entitled 'An act providing for the acquisition by the State of certain ground at Valley Forge for a public park, and making an appropriation therefor,' approved May thirtieth, eighteen hundred and ninety-three; providing for the acquisition of additional land, and giving authority to the commissioners to deputize officers, to maintain police regulation, giving authority to said officers to make arrests, etc., approved March 19, A. D. 1903; providing for the acquisition of additional land by said Valley Forge Park Commission.'"

Reported bill No. 321 without amendment.

Mr. Stineman, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Medical and Surgical Department of the Western Hospital of Pittsburg."

Reported bill No. 322 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Allegheny County Association for the Prevention of Cruelty to Children."

Reported bill No. 323 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Saint Joseph's Hospital and Dispensary, of Pittsburg."

Reported bill No. 324 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act granting an annuity to J. H. Pershing."

Reported Senate bill No. 325 (House No. 110) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to provide for the support of the National Guard and naval force for the two fiscal years beginning June first, nineteen hundred and five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and five, and for the payment of an annual allowance to officers of the National Guard and Naval Force and for the payment of increased allowances to organizations of the National Guard and Naval Force for rifle practice purposes."

Reported Senate bill No. 326 (House No. 193) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act providing for the construction of a fish hatchery auxiliary to the hatchery now located in the city and county of Erie, and making an appropriation therefor."

Reported bill No. 327 without amendment.

Mr. Phillips, from the Committee on Law and Order, to which was committed a bill, entitled "An act repealing all laws or parts of laws relating to or affecting the manufacture, sale, vending or dealing in malt or brewed liquors by brewers within this Commonwealth heretofore enacted, and authorizing the county treasurers of the several counties of the Commonwealth to issue licenses to brewers to vend, sell or deal in malt liquors on payment of certain fees therefor, and authorizing the county treasurers of the proper counties to grant wholesale liquor licenses to brewers to sell the product of their breweries, and to regulate the selling, vending and dealing in malt or brewed liquors within the Commonwealth, and providing penalties for violation of the provisions thereof."

Reported bill No. 328 without amendment.

He also, from the Committee on Appropriations, to which was committed a bill, entitled "An act making an appropriation to the Bradford Hospital, of the city of Bradford."

Reported bill No. 329 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Phoenixville Hospital, at Phoenixville, Pennsylvania."

Reported bill No. 330 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the St. Mary's Hospital, of Philadelphia."

Reported bill No. 331 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Mercy Hospital, at Wilkes-Barre."

Reported bill No. 332 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Elk County General Hospital, and to assist in the erection of a nurses' home in connection with said Hospital."

Reported bill No. 333 with amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Lock Haven Hospital."

Reported bill No. 334 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation for the Nason Hospital Association of Roaring Springs."

Reported bill No. 333 without amendment

Mr. Woods (Westmoreland), from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Women's Homoepathic Association of Pennsylvania."

Reported bill No. 336 without amendment."

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Eagle Hospital for consumptives located at Summit Hill, Carbon county."

Reported bill No. 337 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Philadelphia Home for Incurables."

Reported bill No. 338 without amendment.

He also from the same committee to which was committed a bill, entitled "An act, entitled 'An act making an appropriation to the Free Kindergarten and Nursery Association, at Harrisburg, Pa."

Reported bill No. 339 without amendment.

He also from the same committee to which was committed a bill, a bill, entitled "An act making an appropriation to the Charity Hospital of Pittsburg."

Reported bill No. 340 without amendment.

He also from the same committee to which was committed a bill, entitled "An act, entitled 'An act making an appropriation to the Children's Industrial Home at Harrisburg, Pa.

Reported bill No. 341 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Conemaugh Valley Memorial Hospital at the city of Johnstown, Pa."

Reported bill No. 342 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Beaver County General Hospital of Rochester, Pennsylvania."

Reported bill No. 343 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Pennsylvania Sanitorium and Benevolent Association of the city of Philadelphia."

Reported bill No. 344 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Benevolent Association's Home for Children of Pottsville, Schuylkill county."

Reported bill No. 345 without amendment.

Mr. McPherson, from the same committee, to which was committer a bill, entitled "An act making an appropriation to the Children's Aid Society of Pennsylvania."

Reported bill No. 346 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Harrisburg Hospital."

Reported bill No. 347 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Beaver Valley General Hospital, of Beaver county."

Reported bill No. 348 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Adrian Hospital of Jefferson county, Pennsylvania."

Reported bill No. 349 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Clearfield Hospital."

Reported bill No. 350 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the North Pennsylvania General Hospital and Sanitarium located at Austin, Pennsylvania."

Reported bill No. 351 without amendment.

He also from the same committee to which was committed a bill, mitted a bill, entitled "An act making an appropriation to the Monongahela Memorial Hospital Association, of Monongahela City, Pennsylvania."

Reported bill No. 352 without amendment.

He also from the same committee to which was committed a bill, entitled "An act, entitled 'An act making an appropriation to the Home for the Friendless, at Harrisburg, Pa."

Reported bill No. 353 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Wilkes-Barre City Hospital."

Reported bill No. 354 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Southwestern Normal School of Pennsylvania, located at California, in the county of Washington, for the two fiscal years beginning June fifth, one thousand nine hundred and five."

Reported bill No. 355 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Central State Normal School of Pennsylvania, located at Lock Haven, in the county of Clinton, for the two fiscal years beginning June first, one thousand nine hundred and five."

Reported bill No. 356 without amendment.

He also from the same committee to which was committed a bill, bill, entitled "An act making an appropriation to the Altoona Hospital."

Reported bill No. 357 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Philadelphia Lying-in Charity Hospital."

Reported bill No. 358 without amendment.

He also from the same committee to which was committed a bill,

entitled "An act making an appropriation to the Rush Hospital for Consumption and allied diseases, at Philadelphia."

Reported bill No. 359 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to Saint John's General Hospital of Allegheny City."

Reported bill No. 360 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Wills Eye Hospital, of Philadelphia."

Reported bill No. 361 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Sylvan Heights Home for Orphan Girls' in the City of Harrisburg."

Reported bill No. 362 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Messiah Home Orphanage, of the City of Harrisburg, Pa."

Reported bill No. 363 without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the Johnstown City Hospital, of Johnstown, Pa."

Reported bill No. 364 without amendment.

He also from the same committee to which was committed a bill, bill, entitled "An act to amend section one of an act, entitled 'An act to furnish metal markers for graves of soldiers and sailors."

Reported Senate bill No. 365 (House No. 201), without amendment.

He also from the same committee to which was committed a bill, entitled "An act making an appropriation to the McKeesport Hospital, McKeesport, Pa."

Reported bill No. 366 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the trustees of Saint Joseph's Hospital, in the city of Reading."

Reported bill No. 367 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Homoeopathic Medical and Surgical Hospital, of Reading."

Reported bill No. 368 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Reading City Hospital, in the city of Reading, Pa."

Reported bill No. 369 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Lewistown Hospital, of Lewistown."

Reported bill No. 370 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act entitled 'An act making an appropriation to the Allentown Hospital Association, at Allentown, Pa."

Reported bill No. 371 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Saint Luke's Hospital, of South Bethlehem, Lehigh county, Pa."

Reported bill No. 372 without amendment.

Mr. Miller, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Home for Friendless Children, in the city of Reading, Pa."

Reported bill No. 373 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Children's Home, of South Bethlehem, Pennsylvania."

Reported bill No. 374 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Topographic and Geological Survey of the State in co-operation with the United States Geological Survey."

Reported bill No. 375 without amendmnt.

He also, from the same committee, to which was committed a bill, entitled "An act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny county, Pennsylvania."

Reported bill No. 376 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to fix the number and salaries of officers, clerks and employes in the State Treasury."

Reported Senate bill No. 377 (House No. 11) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to provide for the selection of sites and the erection of two State institutions for the treatment of incipient tuberculosis, and for the protection of the citizens of Pennsylvania, to be located within the limits of the State Forestry Reservation, one in Franklin county, this Commonwealth, and the second in the western portion of the State, and for the creation of a board of trustees to have charge of the same, defining their powers and duties, and making the necessary appropriations therefor."

Reported Senate bill No. 379 (House No. 180) with amendment.

Mr. Irvin, from the Committee on Corporations, to which was committed a bill, entitled "An act to amend clause one of section thirty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and allowing telegraph and telephone lines to be constructed also in subways under the public roads, streets, lanes and highways of this State."

Reported bill No. 380 with amendment.

Mr. Stineman, from the same committee, to which was committed a bill, entitled "An act to amend section three of a supplement to an act, entitled 'An act to provide for the incorporation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, providing for the merger and consolidation of certain corporations, approved the twenty-ninth day of May, one thousand nine hundred and one, and requiring the filing of all reports required by the Auditor General, and the payment of all taxes due the Commonwealth of Pennsylvania by corporations before merger or consolidation."

Reported Senate bill No. 381 (House No. 229) with amendment.

Mr. Matson, from the same committee, to which was committed a bill, entitled "An act amending the third section of a supplement to an act, entitled 'An act to provide for the corporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, 'providing for the improvement, amendment and alteration of the charters of corporations of the second class, and authorizing the incorporation of traction motor companies,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and eighty-three, requiring corporations to file a certificate with the Governor of the Commonwealth setting forth that all reports required by the Auditor General of the Commonwealth have been duly filed and that all taxes due the Commonwealth have been paid before the improvement, amendment or alteration of the charter of any corporation."

Reported Senate bill No. 382 (House No. 226) without amendment.

Mr. Sisson, from the same committee, to which was committed

a bill, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing companies incorporated under the laws of any other State of the United States for the manufacture of any form of iron, steel or glass to erect and maintain buildings and manufacturing establishments, and to take, have and hold real estate necessary and proper for manufacturing purposes,' approved the ninth day of June, Anno Domini one thousand eight hundred and eighty-one, extending the same to companies formed for the purpose of quarrying slate, granite, stone or rocks, or for dressing, polishing, working or manufacturing the same or any of them, and to mineral springs companies incorporated for the purpose of bottling and selling natural spring water,' approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-three, extending the same to companies incorporated for the purpose of purchasing, bottling, handling and shipping cheese and other dairy products."

Reported bill No. 383 with amendment.

Mr. Brown, from the Committee on Judiciary General, to which was committed a bill, entitled "An act to exempt cash registers, leased or hired, from levy or sale on execution or distress for rent."

Reported bill No. 384 without amendment.

Mr. Fisher, from the same committee, to which was committed a bill, entitled "An act to amend section three of an act, entitled 'An act to carry into effect section five of article fourteenth of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants, approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy-six."

Reported bill No. 385 without amendment.

Mr. White, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to amend an act of Assembly to annex sub-district number one of Donegal township, in the county of Washington, to borough of Claysville, Pennsylvania, for school purposes."

Reported Senate bill No. 386 (House No. 192) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act authorizing W. C. Wolf, a citizen of Cambria county, Pennsylvania, to bring suit in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

Reported Senate bill No. 387 (House No. 224) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to regulate hawking, peddling and vending in

townships of the first class, empowering the commissioners thereof to grant licenses therefor, and to fix by ordinance the amount to be paid for such license, and authorizing and imposing fines, penalties and punishments for violations thereof."

Reported bill No. 388 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to authorize the defendant in any cause to offer testimony after a motion to direct a verdict for the defendant has been made and denied."

Reported bill No. 389 without amendment.

Mr. McNichol, from the same committee, to which was committed a bill, entitled "An act to provide for and authorizing the appointment of a stenographer in cases of inquest in the several counties of this Commonwealth, and regulating the duties and fees of same."

Reported Senate bill No. 390 (House No. 194) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to regulate the transfer of funds from executors and administrators in this Commonwealth to foreign executors and administrators."

Reported Senate bill No. 391 (House No. 172) without amendment.

Mr. Thomas, from the same committee, to which was committed a bill, entitled "An act to provide for the punishment of persons responsible for or contributing to the delinquency of children."

Reported bill No. 392 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to amend an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia, and defining the powers and duties of the same,' providing for the support of minor children of absentees out of the absentees estate."

Reported bill No. 393 without amendment.

Mr. Fox, from the same committee, to which was committed a bill, entitled "An act for the protection and care of certain persons unable to take care of their property by reason of paralysis."

Reported bill No. 394 without amendment.

He also, from the same committee, to which was committed a bill, entitled "A supplement to an act approved the twenty-third day of April, Anno Domini one thousand nine hundred and three, to provide for the valuation of real estate for taxation in the town-

ships of the first class, and fixing the compensation of assessors in such townships."

Reported bill No. 395 without amendment.

Mr. Thomas, from the Committee on Law and Order, to which was committed a bill, entitled "An act to cure defects in petitions and bonds for sale of liquors at retail and wholesale filed in the courts of quarter sessions in the several counties of this Commonwealth, and upon which licenses have been granted."

Reported bill No. 396 without amendment.

Mr. Stober, from the Committee on Military Affairs, to which was committed a bill, entitled "An act to authorize the employment of additional employes by the Adjutant General."

Reported bill No. 397 without amendment.

Mr. Hall, from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act to provide for the licensing and regulating of dispensaries by the State Board of Charities, and making it a misdemeanor for any person to obtain medical or surgical treatment, on false representation, from any dispensary licensed under the provisions of this act."

Reported bill No. 398 without amendment.

Mr. Herbst, from the same committee, to which was committed a bill, entitled "An act to provide for the better protection of life and health in the several counties and townships of this Commonwealth, by the establishment of county boards of health and county and township health officers and to provide compensation for the same, and to provide for the notification of the existence of contagious diseases by practicing physicians throughout the Commonwealth and providing penalties for the neglect or violation of any of the provisions of the same."

Reported bill No. 399 without amendment.

Mr. Gransback, from the same committee, to which was committed a bill, entitled "An act to regulate the sale of proprietary and patent medicines containing alcohol and providing penalties for the violation of the provisions of said act."

Reported bill No. 400 with amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to provide for the punishment of persons expectorating, or throwing rubbish in or upon any passenger conveyance of any common carrier."

Reported bill No. 401 with amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act to provide for the immediate registration of all

births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the central bureau of vital statistics at the capitol of the State as required to be established by the State Board of Health, and to insure the 'thorough organi zation and efficiency of the registration of vital statistics throughout the State,' as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, one thousand eight hundred and seventy-five, and making an appropriation for establishing and maintaining such a bureau and providing certain penalties."

Re-reported bill No. 72 without amendment.

Mr. Crawford, from the same committee, to which was committed a bill, entitled "An act creating and defining the offence of unlawful expectoration by persons in or upon the footway or sidewalks of any street, avenue, alley, park, public square or place of any municipality of this Commonwealth, or in or upon the floors of any railroad car, passenger or street railway car, propelled by electricity, steam, horses, or other motive power, incline plane car, omnibus, or stage coach, or other vehicle for the conveyance of passengers by land within this Commonwealth, or upon the floors of theatre, railroad stations, or other public meeting places in the Commonwealth, and fixing the penalty for the commission of such offense."

Reported bill No. 402 with amendment.

Mr. Cumings, from the same committee, to which was committed a bill, entitled "An act providing for necessary medical attention to needy persons who may be in danger of suffering from hydrophobia."

Reported Senate bill No. 403 (House No. 191) with amendment.

Mr. Stober, from the same committee, to which was committed a bill, entitled "An act for the protection of the public health to prevent commercial deception and punish the manufacture for sale, offering or exposing for sale or sale of adulterated and falsely branded articles of food providing for the disposition of fines and costs collected for violation of this act, excepting from the effect of this act articles of food that are wholesome, not injurious to health and truthfully labelled, and repealing a portion of the seventh clause of section three all parts of this act of June twenty-sixth, one thousand eight hundred and ninety-five, Pamphlet Laws, 317 and 318, and other acts inconsistent herewith."

Reported Senate bill No. 404 (House No. 67) with amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act creating a Department of Health and defining its power and duties."

Re-reported bill No. 6 with amendment.

Mr. Godcharles, from the Committee on Public Roads and Highways, to which was committed a bill, entitled "An act to amend the first section of an act, entitled 'An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons or built by public subscriptions over any stream or river forming the boundary between the counties where the same have been destroyed by ice, flood or otherwise at any time, or which have been or may be abandoned by the owners thereof and rebuilt on another site, and which were previously used exclusively for vehicles and foot purposes, and providing for the cost of reconstructing the same,' approved the sixth day of May, Anno Domini, one thousand eight hundred and ninety-seven, providing that such bridges shall be built by the county commissioners jointly with the Board of Public Grounds and Buildings of the Commonwealth of Pennsylvania, that the cost thereof shall be paid one-half by the Commonwealth of Pennsylvania and one-half by the counties, and declaring the manner of ascertaining compensation for the taking or impairment of the rights and franchises of the owners of former bridges."

Reported Senate bill No. 405 (House No. 165) with amendment.

Mr. McPherson, from the same committee, to which was committed a bill, entitled "An act requiring county commissioners to repair all county bridges and to pay the expense of such repairs out of the county treasurery."

Reported Senate bill No. 106 (House No. 197) with amendment.

Mr. Stober, from the same committee, to which was committed a bill, entitled "An act authorizing vacation of public highways at grade crossings, over railroads and the opening of undergrade or overgrade crossings in lieu thereof by the court of quarter sessions."

Reported bill No. 147 with amendment.

Mr. Brown from the Committee on Public Health and Sanitation, to which was committed a bill, entitled "An act for the preservation of the purity of the waters of the State."

Re-reported bill No. 74 with amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to prohibit the use of any adulteration or imitation of daily products in any charitable or penal institution, being supplementary to an act, entitled 'An act for the protection of the public health and to prevent adulteration of dairy products and fraud in the sale thereof,' approved May twenty-first, Anno Domini, one thousand eight hundred and eighty-five, and to prescribe penalties and punishment for violations and the means and method of procedure for the enforcement of the same."

Reported Senate bill No. 408 (House No. 153) without amendment.

Mr. Woods (Allegheny), from the Committee on Judiciary General, to which was committed a bill, entitled "An act regulating procedure in actions to enforce payment or other remedy upon bonds, mortgages, single bills or confessed judgments where the money involved is subject to State tax."

Reported bill No. 409 without amendment.

By request of Mr. Sproul, Mr. Roberts read in his place and presented to the Chair, a bill, entitled "An act to amend the ninth clause of the second section of an act, approved the twenty-eighth day of April, Anno Domini, one thousand eight hundred and ninety-nine, entitled "An act to provide for the classification of the townships of the Commonwealth with respect to their population, into two classes and to prescribe the form of government for townships of each class.' '

Which was committed to the Committee on Judiciary General.

Mr. Grim read in his place and presented to the Chair a bill, entitled "An act relating to automobiles or motor vehicles; regulating the street limits upon the streets and public highways of this Commonwealth; providing for the licensing of the operators thereof by the Highway Department and fixing the amount of said license; regulating the service of process and of proceedings in actions in damages arising therefrom, and prescribing the penalties for the violations of the provisions of the same."

Which was committed to the Committee on Public Roads and Highways.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 200 (House No. 2), entitled "An act to amend section forty-four of the act of Assembly of this Commonwealth, entitled 'An act relating to the commencement of actions,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, so as to make all [certain] the provisions of said act apply to [all] certain actions ex delicto as well as to all actions ex contractu."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett,

Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 185, entitled "A supplement to an act, entitled 'An act relating to the granting of letters of administration upon the estates of persons presumed to be dead by reason of long absence from their former domicile,' approved June twenty-fourth, one thousand eight hundred and eighty-five; providing for the probate of a will of a person whose death by presumption has been established, and for the attachment of such will to letters of administration granted in the case."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

A motion was made by Mr. Sisson and Mr. Irvin,

That the vote had by which said bill passed third reading be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the bill a third time?

Mr. Sisson asked and obtained unanimous consent to amend the same by adding to the end of the third section the following:

"And provided further, that if upon probate of the last will and testament of the decedent it appears that an executor is named in the will the letters of administration granted to such administrator by the Register of Wills shall be revoked and letters of administration shall be issued in due form of law to the executor named in said last will and testament."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

On motion of Mr. Stineman the Senate resumed the third reading and consideration of Senate bill No. 175 (House No. 71), entitled "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial District, composed of the county of Cambria."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Matson, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—33.

NAYS.

Messrs. Grim, Hall and Herbst—3.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 148, entitled "An act to provide for the protection of the public health by giving and granting to those having charge of the public health and sanitation in cities of the first class of this Commonwealth, full power to make rules and regulations governing the care and control of persons suffering from cholera, yellow fever, typhoid fever, typhus fever, scarlet fever, relapsing fever, small pox, (variola or varioloid), chickenpox (varicella), diphtheria, diphtheritic croup, membraneous croup, cerebro-spinal meningitis, measles, mumps, whooping cough, tuberculosis (in any of its diverse forms), pneumonia, erysipelas, puerperal fever, plague (bubonic), trachoma, leprosy, tetanus, glanders, hydrophobia (rabies), or anthrax, also to

make rules and regulations governing the sanitary control and disinfection of premises where persons may be or have been suffering from said diseases and of persons coming in contact therewith and the burial of persons who may die from any of said diseases, also fixing fines and penalties for the violation thereof and the enforcement of the same."

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Crawford, Dewalt, Fisher, Fox, Freeland, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Thomson, Vare, White, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

The Senate proceeded to the third reading and consideration of Senate bill No. 149, entitled "An act relating to vaccination in cities of the first class."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Crawford, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Irvin, Keyser, Matson, McPherson, Miller, Phillips, Scott, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—30.

NAYS.

Messrs. Brown, Danner, Freeland and Hall—4

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 151, entitled "An act to regulate the vaccination of all employes, attendants, patients and inmates of educational, penal, reformatory, charitable, benevolent or eleemosynary institutions to which the Commonwealth renders aid by making appropriations of money thereto."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Dewalt, Fisher, Fox, Freeland, Gochring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Matson, McNichol, McPherson, Miller, Scott, Shepard, Stewart, Stineman, Thomas, Thomson, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—32.

NAYS.

Messrs. Hall and Roberts—2.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 170, entitled "An act to provide for the adoption and registration of labels, symbols, trade-marks or private stamps by any association or union of workingmen, regulating the use of such labels, symbols, trade-marks or private stamps, providing penalties for the unlawful use thereof and for counterfeiting or imitating the same ,and prohibiting the sale, use or display of such counterfeit labels and the sale, use or display of goods, wares and merchandise to which such counterfeit labels may be affixed."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Grim, Heidelbaugh, Herbst, Hill Irvin, Keyser, Manbeck, Matson. McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senaee bill No. 204 (House No. 109), entitled "An act declaring valid and indefeasible as to right of escheat in this Commonwealth the title to real estate composing its manufacturing establishments taken by a foreign corporation engaged in this Commonwealth in the business of manufacturing any product of iron or steel in its corporate name which has mortgaged the same to secure its bonds."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNees, McNichol, McPherson, Miller, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—41.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 234, entitled "An act to amend the first section of an act, entitled 'An act to provide for the manner of reducing the capital stock of corporations,' approved the eighth day of June, Anno Domini one thousand eight hundred and ninety-three, extending the provisions of the said act to all corporations created by general or special law, and repealing all acts or parts of acts inconsistent therewith."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Hackett, Hall, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

A motion was made by Mr. Roberts,

That Senate bill No. 235 (House No. 168), entitled "An act providing for the enlargement of cemeteries already existing and located outside the corporate limits of cities, towns and boroughs by increasing the acreage thereof for burial purposes," be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 236, entitled "An act to regulate the time of holding city teachers' institutes."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—41.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 237 (House No. 76), entitled "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest culture or forest preservation, and preventing the granting of warrants for the beds of navigable rivers."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Fox, Gerberich, Goehring, Gransback, Grim, Hackett, Heidelbaugh,

Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White and Sproul, President pro tempore —35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 238 (House No. 157), entitled "An act requiring unincorporated societies supported or maintained in whole or in part by contributions to make uniform reports to the prothonotary of each county in which such unincorporated society maintains an office, providing a penalty for failure to make such report, and providing the means of enforcing such penalty."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Fisher, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Keyser, Manbeck, Matson, McNichol, Miller, Phillips, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—27.

NAYS.

Messrs. Bolard, Calpin, Fox, Freeland, Goehring, Grim, Herbst, Hill, Irvin, Roberts and Stewart—11.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 239, entitled "An act to authorize manufacturing

corporations to deal in goods, wares and materials manufactured by others."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 240, entitled "An act to repeal an act, entitled 'An act authorizing one justice of the peace of Canton township, in the county of Washington, to hold his office in the borough of Washington,' approved the first day of March, Anno Domini one thousand eight hundred and seventy."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 241, entitled "An act to amend an act, entitled 'An act to amend section first of the act of Assembly approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-one,' entitled 'An act to amend an act to fix the annual salaries to be paid county officers in counties containing over five hundred thousand inhabitants,' being a supplement to an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants by a further classification of counties containing over five hundred thousand inhabitants and fixing the compensation of county officers therein,' and repealing all acts or parts of acts inconsistent herewith, approved the twenty-first day of March, Anno Domini one thousand eight hundred and ninety-one, fixing the salaries to be paid to the jail physician and to the county jailer in counties containing over five hundred thousand and less than eight hundred thousand inhabitants."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 242 (House No. 97), entitled "An act amending the act of April four, one thousand eight hundred and thirty-one, 'To provide for the employment and support of the poor in the county of Schuylkill,' and creating the office of 'The directors of the poor and of the house of employment for the county of Schuylkill,' by creating a board of trustees to govern the house for the employment and support of the poor in the county of Schuylkill, and conferring power upon the Governor of the Commonwealth to appoint and remove the same, and to provide a system for the better management and regulation of the house for the employment and support of the poor in said county and to abolish the office of 'the directors of the poor and of the house of employment for the county of Schuylkill,' and to repeal parts of the acts of April four, one thousand eight hundred and thirty-one in conflict with said amendment."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Catlin, Crawford, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White and Wilbert—30.

NAYS.

Messrs. Grim, Herbst and Hill—3.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 248, entitled "An act to prohibit the throwing of waste paper, sweepings, ashes, household waste or rubbish of any kind into any paved street in any city in this Commonwealth, or to distrub the contents of any receptacle placed upon the street or sidewalk for collection."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Catlin, Crawford, Danner, Dewalt, Fisher, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 250 (House No. 75), entitled "An act to repeal an act, entitled 'An act relating to the roads of Birmingham township, Chester county,' approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, Miller, Phillips, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 251 (House No. 95), entitled "An act to repeal an act, entitled 'An act to incorporate the Coatesville, Nortonville and Doe Run Plank Road Company relative to the repair of public roads in Birmingham township, Delaware county, and relative to the Darby and Upper Darby Plank Road Company,' approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and fifty-three."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Fisher, Godcharles, Gransback, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober ,Thomas, Thomson, Vare, Wilbert and Sproul, President pro tempore—28.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 252 (House No. 149), entitled "An act to further define the duties and powers of the State Live Stock Sanitary Board, to prevent the spread of dangerous, contagious or infectious diseases among domestic animals, to require reports to be made of the

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Catlin, Crawford, Danner, Dewalt, Fisher, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 250 (House No. 75), entitled "An act to repeal an act, entitled 'An act relating to the roads of Birmingham township, Chester county,' approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, Miller, Phillips, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert and Sproul, President pro tempore—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 251 (House No. 95), entitled "An act to repeal an act, entitled 'An act to incorporate the Coatesville, Nortonville and Doe Run Plank Road Company relative to the repair of public roads in Birmingham township, Delaware county, and relative to the Darby and Upper Darby Plank Road Company,' approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and fifty-three."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Fisher, Godcharles, Gransback, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober ,Thomas, Thomson, Vare, Wilbert and Sproul, President pro tempore—28.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 252 (House No. 149), entitled "An act to further define the duties and powers of the State Live Stock Sanitary Board, to prevent the spread of dangerous, contagious or infectious diseases among domestic animals, to require reports to be made of the

existence of such diseases, to limit appraisements and payments for animals that it may be necessary to destroy to prevent the spread of diseases, to protect milk supplies from contamination, to authorize co-operation with local boards of health and to prescribe penalties for the violation of the provisions hereof."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitutions.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Dewalt, Fisher, Godcharles, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Maubeck, Matson, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomson, Vare and Wilbert—28.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 256, entitled "An act to provide for the election of township supervisors and to fix their term of office."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Danner, Dewalt, Fisher, Godcharles, Gransback, Grim, Hackett, Hall, Hill, Irvin,

Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Scott, Shepard, Sisson, Stewart, Stineman, Thomas, Thomson, Vare and Wilbert—30.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 257, entitled "An act creating the Water Supply Commission of Pennsylvania, defining its duties, fixing the scope of its authority and power and making an appropriation for the payment of the salaries and expenses connected therewith."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Dewalt, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Irvin, Keyser, McNichol, McPherson, Miller, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert and Sproul, President pro tempore—28.

NAYS.

Messrs. Danner, Freeland, Herbst and Manbeck—4.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 259 (House No. 146), entitled "An act to amend an act, entitled 'An act to establish the State Live Stock Sanitary Board of Pennsylvania and to provide for the control and suppression of dangerous, contagious or infectious diseases of domestic animals,' approved the twenty-first day of May, Anno Domini one thousand eight hundred and ninety-five, so as to authorize the State

Live Stock Sanitary Board to conduct scientific investigations in relation to the causes, nature and prevention of diseases of domestic animals."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Catlin, Crawford, Dewalt, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert and Sproul, President pro tempore—29.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Mr. Dewalt, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to provide for notice in the recovery of possession of premises by a landlord in all cases where the tenant holds for a term less than one year, either by license or lease, for an indeterminate time."

Reported Senate bill No. 410 (House No. 133), without amendment.

Mr. McPherson, from the Committee on Library, to which was committed a bill, entitled "An act to provide for the transfer to the State Librarian of certain public documents now in the possession or that may hereafter come into the possession of the Secretary of the Commonwealth for sale and distribution."

Reported bill No. 411, without amendment.

He also, from the Committee on Forestry, to which was committed a bill, entitled "An act providing a fixed charge on lands acquired by the State for forestry reserve and the distribution of revenue so derived for school and road purposes,"

Reported Senate bill No. 412 (House No. 207), without amendment.

The Clerk of the House, being introduced, presented for concurrence bills numbered and entitled as follows, viz.:

House No. 118. "A further supplement to an act, entitled 'An act relating to executions,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act, by providing that proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate and a jury of six men, instead of before two justices of the peace or aldermen and a jury of twelve men, as provided by said act, and fixing the time for the hearing in such proceedings."

Which was committed to the Committee on Judiciary General.

House No. 123. "An act to license and regulate the keeping of employment agencies in cities of the first and second class, where fees are charged for procuring help or employment."

Which was committed to the Committee on Judiciary Special.

House No. 186. "An act to regulate the service of warrants in criminal cases in this Commonwealth by deputy constables, and providing a penalty for a violation thereof."

Which was committed to the Committee on Judiciary General.

House No. 199. "'An act' to amend sections five and six of an act, entitled 'An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in the cities of the first, second and third classes, with systematic examinations, registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof,' approved the seventh day of June, Anno Domini one thousand eight hundred and ninety-five, by extending the provisions of the said act throughout this Commonwealth, and providing for the payment of the expenses thereof."

Which was committed to the Committee on Public Health and Sanitation.

House No. 232, "An act authorizing policemen to hold and exercise the office of constable in boroughs when elected to said office."

Which was committed to the Committee on Judiciary Special.

House No. 237. "An act for the protection and care of certain persons unable to take care of their own property by reason of paralysis."

House No. 187. "An act making the service of warrants in criminal cases in this Commonwealth by any person not a police officer, licensed detective, county detective, detective or policeman appoint-

ed by the Governor of this Commonwealth, constable, deputy constable, sheriff, deputy sheriff, coroner, deputy coroner or court officer null and void and illegal, and providing a penalty for the violation thereof."

House No. 188. "An act providing the requirements for the service of warrants in criminal cases in this Commonwealth by licensed detectives, and providing a penalty for the violation thereof."

Which were committed to the Committee on Judiciary General.

He also returned bill from the Senate numbered and entitled as follows, viz.:

Senate No. 63. "An act providing for the payment of the expense of maintaining prisoners committed to the county prisons for nonpayment of fines or penalties imposed for the violation of city or borough ordinances or ordinances of townships of the first class by the city, borough or township of the first class to which such fines are payable."

With information that the House of Representatives has passed the same, without amendment.

He also returned bill from the Senate numbered and entitled as follows, viz.:

Senate No. 141. "An act authorizing Mrs. E. L. King, administratrix of the estate of Edgar L. King, deceased, to bring an action in the court of common pleas against the Commonwealth of Pennsylvania."

With information that the House of Representatives has passed the same, with amendments.

Said amendments having been read.

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McPherson, Miller, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Woods (Allegheny) and Sproul, President pro tempore—26.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Odered, That the Senate inform the House of Representatives accordingly.

He also returned bill from the Senate numbered and entitled as follows, viz.:

Senate No. 31. "An act to amend section one of an act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved May sixth, Anno Domini one thousand eight hundred and eighty-seven, so as to include among the persons taking an estate or any part thereof to whom the act does not apply, the children of a deceased husband or wife in whom the estate formerly vested."

With information that the House of Representatives has passed the same, with amendments.

Said amendments having been read.

On the question,

Will the Senate concur in the same?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Danner, Dewalt, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McPherson, Phillips, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, and Sproul, President pro tempore—29.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Odered, That the Senate inform the House of Representatives accordingly.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz.:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 22, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Concurrent Resolution from the Senate and House of Representatives, authorizing that papers on file in the office of the Secretary of the Commonwealth relating to the examination of candidates for the office of Mine Inspectors in the anthracite and bituminous coal regions of Pennsylvania be transferred to the Department of Mines.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 21, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Concurrent Resolution from the Senate and House of Representatives, providing for the printing of one thousand copies of a pamphlet to contain statistics and opinions of eminent writers upon the subject of the abrogation of capital punishment.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 21, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 10, entitled "An act authorizing the Judges of the Courts of Common Pleas, Oyer and Terminer and Quarter Sessions, to determine the number of jurors to be summoned and returned to serve in such courts."

SAM'L W. PENNYPACKER.

Laid on the table.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 22, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Armstrong County.

Robert B. McKee, Freeport, March 27, 1905.

Elk County.

M. J. Fuenffinger, Fox township, January 17, 1905.

Erie County.

Frank A. Bliley, Erie, January 17, 1905.
John B. Brooks, Erie, January 17, 1905.

Cambria County.

George H. Cole, Johnstown ,March 27, 1905.

Philadelphia County.

Cornelius W. Van Artsdalen, Philadelphia, March 22, 1905.
Edgar S. Mayne, Philadelphia, March 22, 1905.
L. C. Krisher, Philadelphia, March 22, 1905.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Commonwealth of Pennsylvania for the term of four years, to compute from the dates set opposite their names, respectively:

Armstrong County.

Robert B. McKee, Freeport, March 27, 1905.

Elk County.

M. J. Fuenffinger, Fox township, January 17, 1905.

Erie County.

Frank A. Bliley, Erie, January 17, 1905.
John B. Brooks, Erie, January 17, 1905.

Cambria County.

George H. Cole, Johnstown ,March 27, 1905.

Philadelphia County.

Cornelius W. Van Artsdalen, Philadelphia, March 22, 1905.
Edgar S. Mayne, Philadelphia, March 22, 1905.
L. C. Krisher, Philadelphia, March 22, 1905.

Agreeably to the executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Danner, Dewalt, Fisher, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Herbst,

Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The title of the following bill, which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore, in presence of the Senate, signed the same, viz.:

House No 83. "An act to further amend an act, entitled 'An act relating to marriage licenses, providing for officers herein indicated to issue licenses for parties to marry,' approved the twenty-third day of June, one thousand eight hundred and eighty-five."

House No. 166. "An act to amend the fourth section of an act, entitled "An act to protect the health of the domestic animals of the Commonwealth of Pennsylvania,' approved the twenty-sixth day of May, Anno Domini one thousand eight hundred ad ninety-seven, by prescribing penalties and methods of procedure for the enforcement of the provisions of said act."

On motion of Mr. Grim,

The Senate resumed the consideration of Senate bill No. 205, entitled "An act to amend the second section of an act, entitled 'An act regulating the sale of concentrated commercial feeding stuffs, prohibiting their adulteration, providing for the collection of samples, the expenses of the enforcement of the law, and fixing penalties for its violation,' so as to extend the application of the term 'commercial feeding stuffs.'"

And said bill having been read at length the third time.

On the question,

Will the Senate agree to the bill?

Mr. Grim asked and obtained unanimous consent to amend the same by inserting after the word "violation" in section one line seven the words "approved the twenty-fifth day of April, Anno Domini one thousand nine hundred and one"; by inserting after the word "commerce" at the end of line nineteen in the same section the words "be and"; by striking out the word "dried" at the beginning of line twenty-four in section two; by inserting after the word "stuffs" in the second line of the title the words "defining concentrated feeding stuffs," and by inserting after the word "violation" in the fourth line the words "approved the twenty-fifth day of April, A. D. 1901." The bill as amended was then agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

On motion of Mr. Dewalt,

The Senate proceeded to the third reading and consideration of Senate bill No. 249 (House No. 32), entitled "An act to repeal sections six and seven of an act, entitled 'An act relating to roads and bridges in Washington county,' approved the thirtieth day of March, one thousand eight hundred and fifty-nine, as extended to Lycoming county, by an act entitled 'An act relating to roads and bridges in Washington county extended to Lycoming and Indiana counties, approved the twelfth day of March, one thousand eight hundred and sixty so far as the same relate to Lycoming county."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Catlin, Crawford, Dewalt, Fisher, Gerberich, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, Miller, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomas, White, Wilbert and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives, with information that the Senate has passed the same, with amendments, in which the concurrence of the House is requested.

A motion was made by Mr. Brown,

That Senate bill No. 187, on second reading, entitled "An act to increase the salary of the Dairy and Food Commissioner of this Commonwealth," be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 260, entitled "An act amending the first section of the act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved the sixth day of May, Anno Domini one thousand eight hundred and eighty-seven."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 261, entitled "An act to provide for the licensing by the Department of Public Health and Charities in cities of the first class of any person other than an institution duly incorporated for the purpose who takes into custody for hire or reward a child or children under the age of three years, empowering the said department to provide a regulation and inspection for the same, and imposing a penalty."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate bill No. 262 (House No. 59), entitled "An act to authorize the paving in cities of the first class where property is assessed at suburban rates."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Keyser,

That Senate bill No. 263, entitled "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors, to provide for the safety of all employes in all industrial establishments and of men, women and children in school houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusement in which proper fire escapes, exits and extinguishers are required, to provide for the health of all em-

ployes, and of men, women and children in all such establishments, storehouses and buildings by proper sanitary appliances, and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection, to enforce the same, and providing penalties for violations of the provisions thereof," be re-committed to the Committee on Judiciary General.

Which was agreeed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate bill No. 264 (House No. 107), entitled "An act to provide for the better protection of deer and fawn within this Commonwealth, and prescribing penalties for violation of its several provisions."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate bill No. 265 (House No. 98), entitled "An act to provide for the draining of swampy and wet lands and the assessment and collection of the costs thereof from the owners of the property thus improved."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate bill No. 266, entitled "An act fixing the number, compensation, mileage and duties of the officers and employes of the General Assembly, and providing for their election or appointment and manner of filling vacancies."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate bill No. 269, entitled "An act to regulate the publication, binding and distribution of the public documents of this Commonwealth."

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Sisson,

That the foregoing Senate bill No. 267 be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz.:

Senate No. 268 (House No. 135). "An act authorizing John T. Stauffer, a ctizen of Philadelphia county, Pennsylvania, to bring suit in the court of common pleas of Philadelphia county against the Commonwealth of Pennsylvania."

Senate No. 269 (House No. 150). "An act to amend 'An act making constables of townships ex-officio fire wardens for the extinction of forest fires, and for reporting to the court of quarter sessions violations of the laws for the protection of forest from fire, prescribing the duties of such fire wardens and their punishment for failure to perform the same, and empowering them to require, under penalty, the assistance of other persons in the extinction of such fires,' approved the thirtieth day of March, Anno Domini one thousand eight hundred and ninety-seven, so as to require precautions on approach of fire to forests designated, increase the compensation of fire wardens and their assistants, enlarge the liability of the county and increase the penalty for refusal to assist fire warden."

Senate No. 270 (House No. 140). "An act to provide for the adoption of cast-off and abandoned infants."

Senate No. 271. (House No. 23). "An act to enable city, county, poor, township, ward, school and borough tax collectors to collect taxes, for the payment of which they shall, during the year one thousand nine hundred and five, become personally liable, without having collected the same by expiration of the authority of their respective warrants or by the expiration of their term of office, and to extend the time for the collection of the same for the period of one year from the passage of this act."

Senate No. 272. "An act to regulate the service of warrants in criminal cases in this Commonwealth by deputable constables, and providing a penalty for breach thereof."

Senate No. 273. "An act authorizing the State Treasurer of Pennsylvania to require additional security from any bank, banking institution or trust company in which the funds of the State are deposited."

Senate No. 274. "An act providing for the presentation of libels in divorce to the several courts of common pleas and awarding of subpoenas thereon."

Senate No. 275. "An act regulating the duties of borough and township auditors."

Senate No. 276 (House No. 129). "An act to prevent the giving of short weights and measurements, defining the same, and declaring the same a misdemeanor, and fixing the punishment therefor."

Senate No. 277 (House No. 212). "An act for the purpose of securing better police protection for the rural districts of this Commonwealth; the creation and incorporation of police districts, and the establishment of rural police."

Senate No. 278. "An act creating the department of State police, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force, defining their powers and duties, and making an appropriation for the expenses connected therewith."

Senate No. 279. "An act authorizing the State Treasurer to refund moneys erroneously paid on applications for warrants for vacant land."

Senate No. 280. "An act to prohibit the adulteration of milk and cream and providing the method of procedure for the enforcement thereof."

Senate No. 281. "An act making an appropriation to Saint Agnes' Hospital of Philadelphia, Pennsylvania."

Senate No. 282. "An act making an appropriation to the Sanitarium Association of Philadelphia."

Section No. 283. "An act, supplementary to an act, entitled 'An act for the compilation and publication of the laws of the Province and Commonwealth of Pennsylvania, prior to the year one thousand eight hundred,' approved the nineteenth day of May, one thousand eight hundred and eighty-seven, continuing the Commissioners appointed in accordance with the provisions of said act for the period of two years, and making an appropriation for the expenses therein referred to."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until to-morrow morning at eleven o'clock.

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THURSDAY, March 23, 1905.

The President pro tempore in the chair.

Mr. Thomson asked and obtained leave of absence for Mr. Phillips for to-day.

Mr. Fisher asked and obtained leave of absence for Mr. McPherson for to-day.

The Chair laid before the Senate twenty-three remonstrances of religious organizations and citizens of the Commonwealth against the passage of the bill known as the "Puhl bill."

Which was referred to the Committee on Judiciary General.

Mr. Goehring presented a remonstrance of the Select Council of the city of Allegheny against the passage of a proposed bill contemplating the annexation of Allegheny City to any other city without the people of the city of Allegheny being permitted to vote separately as to their desire to be so annexed.

Which was referred to the Committee on Municipal Affairs.

A motion was made by Mr. Keyser,

That when the Senate adjourns to-day, it be to meet on Monday evening next at eight o'clock.

Which was agreed to.

Mr. White, from the Committee on Appropriations, to which was re-committed a bill, entitled "An act to authorize the purchase of historical works relative to the services of Pennsylvania volunteers during the late Civil War,"

Re-reported bill No. 51 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus

Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming and other requisite branches,"

Re-reported bill No. 52 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act, entitled an act making an appropriation for the expenses required by an act, entitled 'An act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers, sailors and marines and the destitute children of permanently disabled soldiers, sailors and marines of the State,' approved May twenty-fifth, one thousand eight hundred and eighty-nine, and making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan Industrial School and the Soldiers' Orphan Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three,"

Re-reported bill No. 53 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home at Erie, Pennsylvania,"

Re-reported bill No. 106 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain,"

Re-reported bill No. 107 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble-Minded Children, at Elwyn, Delaware county, Pennsylvania,"

Re-reported bill No. 110 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropjriation to the commission for the selection of a site and the erection of a State institution for the feeble-minded and epileptic, to be called the Eastern Pennsylvania State Institution for the Feeble-Minded and Epileptic,"

Re-reported bill No. 111 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the commission for the selection of a site and the erection of a State hospital for the treatment of the insane under homeopathic management, to be called the Homeopathic State Hospital for the Insane,"

Re-reported bill No. 113 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act to provide for the current expenses of the State Board of Health for the two fiscal years commencing the first day of June, one thousand nine hundred and five,"

Re-reported bill No. 116 with amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the trustees of the State Hospital for Injured Persons of the Anthracite Coal Region of Pennsylvania, at Fountain Springs, near Ashland, Schuylkill county, Pennsylvania,"

Re-reported bill No. 117 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane for the Southeastern District of Pennsylvania, located at Norristown,"

Re-reported bill No. 118 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble-Minded Children, at Elwyn, Delaware county, Pennsylvania,"

Re-reported bill No. 119 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for the Cottage State Hospital of Philipsburg, Pennsylvania,"

Re-reported bill No. 120 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Eastern State Penitentiary,"

Re-reported bill No. 121 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for salaries of officers and employes of the Pennsylvania Reform School at Morganza, Pennsylvania, and to pay for permanent improvements, et cetera,"

Re-reported bill No. 122 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for the maintenance of the South Mountain Camp Sanatorium, near Mont Alto, Franklin county, for the erection and equipment of addition buildings and for the maintenance of the patients therein,"

Re-reported bill No. 123 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act to provide for the selection of a site and the erection of a State hospital for the treatment and care of the criminal insane, to be called the State Hospital for the Criminal Insane, and making an appropriation therefor,"

Re-reported bill No. 124 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act to establish an emergency fund, to be used as occasion may require in the suppression of epidemics, the prevention of disease and protection of human life in times of epidemic disease or of disaster threatening disease, and making an appropriation therefor,"

Re-reported bill No. 125 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane, at Danville, Pennsylvania,"

Re-reported bill No. 126 without amendment.

He also, from the same committee, to which was re-committed a bill ,entitled "An act making an appropriation toward the erection of a monument commemorative of the valor and heroism of the officers and soldiers of the United States Army in the War of the Rebellion in the battle of Monocacy, Maryland, on July ninth, one thousand eight hundred and sixty-four,"

Re-reported bill No. 216 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for the payment of the expense incident to the dedication of the memorial erected in the National Cemetery at Andersonville, Georgia, by the Pennsylvania Commission under the provisions of an act of the General Assembly approved July eighteenth, one thousand nine hundred and one, and making an appropriation to provide transportation to Americus, Georgia, for all surviving honorably discharged Pennsylvania soldiers who were at any time during the war for the suppression of the Rebellion confined in the Confederate Prison at Andersonville, Georgia,"

Re-reported bill No. 217 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Pennsylvania Academy of the Fine Arts of the city of Philadelphia,"

Re-reported bill No. 219 with amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Chester Hospital, at Chester,"

Re-reported bill No. 220 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act constituting a commission to arrange for the proper dedication of the new capitol, and providing for the payment of the expenses thereof,"

Re-reported bill No. 221 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the trustees of the Association of the Fifty-fourth Regiment, Pennsylvania Veteran Volunteers Infantry, for the purpose of erecting a monument on the battlefield of New Market, Virginia,"

Re-reported bill No. 222 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for the erection of a suitable monument to the memory of Brevet Major General John W. Geary,"

Re-reported bill No. 223 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Williamsport Training School,"

Re-reported bill No. 224 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Home for the Friendless, of the city of Williamsport,"

Re-reported bill No. 225 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Aged Colored Women's Home, at Williamsport,"

Re-reported bill No. 226 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for medals of honor,"

Re-reported bill No. 227 without amendment.

He also, from the same committee, to which was recommitted a bill, entitled "An act making an appropriation to the Historical Society of Pennsylvania,"

Re-reported bill No. 228 without amendment.

He also, from the same committee, to which was recommitted a bill, entitled "An act providing for the erection of a monument and memorial tablets on the Fredericksburg battlefield for certain Pennsylvania regiments that participated in the charge on Marye's

Heights, December thirteenth, one thousand eight hundred and sixty-two, and making an appropriation therefor."

Re-reported bill No. 229, with amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the York Hospital and Dispensary of the City of York."

Re-reported bill No. 230, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Williamsport Hospital,"

Re-reported bill No. 231, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Florence Crittenton Mission of the city of Williamsport."

Re-reported bill No. 232 without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the American Philosophical Society, held at Philadelphia, for promoting useful knowledge for the celebration of the two hundredth anniversary of the birth of Benjamin Franklin,"

Re-reported bill No. 233, with amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Bucks County Historical Society,"

Re-reported bill No. 243, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Academy of Natural Sciences, of Philadelphia."

Re-reported bill No. 244, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to the Woman's Medical College of Pennsylvania, for use in the hospital department,"

Re-reported bill No. 245, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act to commemorate the heroism, sacrifice and patriotism of the members of the One Hundred and Twenty-seventh Regiment of the Pennsylvania Volunteer Infantry, at the battle of Fredericksburg, December tenth to thirteenth, one thousand eight hundred and sixty-two, by the erection of a suitable monument in

the National Cemetery at that place, creating a commission for such purpose, and appropriating the necessary money therefor."

Re-reported bill No. 246, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for the Bedford County Hospital Association."

Re-reported bill No. 247, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation to Todd Sanitarium,"

Re-reported bill No. 253, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act providing for the acquisition by the State of certain ground at Fort Washington, in Montgomery county, for a public park, and making an appropriation therefor,"

Re-reported bill No. 254, without amendment.

He also, from the same committee, to which was re-committed a bill, entitled "An act making an appropriation for suitable monuments to be erected to the memroy of Generals John F. Hartranft and Winfield Scott Hancock at the borough of Norristown, Montgomery county, Pennsylvania, and providing for the appointment of commissioners to supervise the erection thereof."

Re-reported bill No. 255 without amendment.

Mr. White, from the Committee on Appropriations, to which was committed a bill, entitled "An act to appropriate the sum of two hundred thousand dollars for the encouragement and support of township high schools,"

Reported bill No. 413, without amendment.

Mr. Goehring, from the Committee on Education, to which was recommitted a bill, entitled "An act to provide for the control, administration and support of the common schools in school districts of the first class,"

Re-reported bill No. 160, with amenddment.

Mr. Keyser, from the Committee on Municipal Affairs, to which was re-committed a bill, entitled "An act providing for the annexation of one city in this Commonwealth to another city contiguous thereto, and in the same county, division into wards, and providing for the indebtedness of the same."

Re-reported bill No. 145, with amendment.

Mr. Crawford from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act amending an act, approved

the twentieth day of June, 1901, entitled 'An act amending and supplementing an act, entitled, etc., 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one, in the following particulars, to wit: Amending article twelve section one, regulating the appointment and election of officers other than the city recorder and mayor, and providing for the election of city treasurer and the board of assessors by a vote of the people,"

Reported bill No. 414, without amendment.

Mr. Herbst, from the same committee, to which was committed a bill, entitled "An act fixing the representation in Select and Common Councils in cities of the second class and the terms of the members of said Councils,"

Reported bill No. 415, without amendment.

Mr. Wilbert, from the same committee, to which was committed a bill, entitled "An act to amend section one of an act, entitled 'An act for the annexation of any city, borough, towship or part of a township to a contiguous city, and providing for the indebtedness of the same,' approved the twenty-eighth day of April, Anno Domini one thousand nine hundred and three, providing for percentage of petitioners,"

Reported bill No. 416, without amendment.

Mr. Stineman, from the Committee on Railroads, to which was committed a bill, entitled "An act to authorize railroad companies of this Commonwealth, in order to secure an adequate supply of water for their corporate purposes, to acquire, hold, dispose of, and guarantee the stock of water companies,"

Reported bill No. 417, without amendment.

Mr. McNees, from the Committee on Corporations, to which was committed a bill, entitled 'An act providing for the determination by the court of common pleas of the proper county of all disputes as to the reasonableness of the amount of license fees between municipal corporations and telegraph, telephone or light or power companies,"

Reported bill No. 418, with amendment.

Mr. Heidelbaugh, from the Committee on Public Roads and Highways, to which was committed a bill, entitled "An act relating to automobiles or motor vehicles, regulating the speed limit upon the streets and public highways of this Commonwealth, providing for the licensing of the operators thereof by the Highway Department, and fixing the amount of said license; regulating the service of process and of proceedings in actions for damages arising therefrom, and prescribing the penalties for the violation of the provisions of the same,"

Reported bill No. 419, without amendment.

By unanimous consent,

Mr. Stober read in his place and presented to the Chair a joint resolution, proposing an amendment to the Constitution of the Commonwealth."

Which was committed to the Committee on Judiciary General

By unanimous consent,

Mr. Fisher read in his place and presented to the Chair a bill, entitled "An act providing for creating the position of Chief Clerk of the Bureau of Assessments and Taxes in the Department of Internal Affairs."

Which was committed to the Committee on Judiciary General.

On motion of Mr. White,

The following resolution was twice read, considered and agreed to, viz.:

Resolved (if the House of Representatives concur), That there be printed three thousand five hundred (3,500) copies of the address of Governor Samuel W. Pennypacker, delivered at the memorial services held in the hall of the House of Representatives, March 26, 1905—one thousand (1,000) copies for the use of the Senate, two thousand (2,000) copies for the use of the House, and five hundred (500) copies for the use of the Executive Departments.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 22, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: I have the honor to advise you that I have this day approved and signed concurrent resolution from the Senate and House of Representatives recalling from the Governor for the purpose of amendment Senate bill No. 38, and return said bill herewith.

SAM'L W. PENNYPACKER.

Whereupon,

A motion was made by Mr. Goehring and Mr. Woods (Allegheny),

That the vote had by which Senate bill No. 38, entitled "An act to amend the first section of an act, approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine,

entitled 'An act to provide for the appointment of trustees durante absentia and defining the powers and duties of the same," was passed finally be reconsidered.

Which was agreed to.

And the question recurring,

Shall the bill pass finally?

A motion was made by Mr. Goehring and Mr. Woods (Allegheny),

That the vote had by which said bill passed third reading be reconsidered.

Which was agreed to.

And the question recurring?

Will the Senate agree to the bill a third time?

Mr. Goehring asked and obtained unanimous consent to amend the same by adding to the end of the title the following:

"Providing for the appointment of a trustee of the estate of any absentee who has been a resident of this Commonwealth or of any other State, Territory or foreign country who has left either real or personal estate or both in this Commonwealth."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 22, 1904.

To the Honorable, the Senate of the Commonwealth of Pennsylsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed concurrent resolution from the Senate and House of Representatives recalling from the Governor for the purpose of amendment Senate bill No. 44, and return said bill herewith.

SAM'L W. PENNYPACKER.

Whereupon,

A motion was made by Mr. Goehring and Mr. Woods (Allegheny),

That the vote had by which Senate bill No. 44, entitled "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use, and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini one thousand eight

hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same, and of the time and place of their meeting," was passed finally, be reconsidered .

Which was agreed to.

And the question recurring,

Shall the bill pass finally?

A motion was made by Mr. Goehring and Mr. Woods (Allegheny),

That the vote had by which said bill passed third reading be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the bill a third time?

Mr. Goehring asked and obtained unanimous consent to amend the same by inserting after the word "roads" in line seven, section one, the words "approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, Pa., March 23, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Pubic for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Harrison Bock, Pittsburg, March 23, 1905.
Albert H. Wanner, Pittsburg, March 23, 1905.

Lancaster County.

Isaac R. Herr, Elizabethtown, March 27, 1905.

Philadelphia County.

Wm. Brown, Jr., Philadelphia, March 23, 1905.
Walter F. Henry, Philadelphia, April 10, 1905.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Heidelbaugh,

That the rule which requires nominations made by the Governor to lie on the table five days, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to,

Whereupon,

A motion was made by Mr. Heidelbaugh,

That the Senate do advise and consent to the nomination of the following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Harrison Bock, Pittsburg, March 23, 1905.
Albert H. Wanner, Pittsburg, March 23, 1905.

Lancaster County.

Isaac R. Herr, Elizabethtown, March 27, 1905.

Philadelphia County.

Wm. Brown, Jr., Philadelphia, March 2., 1905.
Walter F. Henry, Philadelphia, April 10, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Manbeck, McNees, Miller, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, White, Wilbert, Woods (Allegheny) and Sproul, President pro tempore—34.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Clerk of the House being introduced, informed that the House insists upon its amendments non-concurred in by the Senate to bill numbered and entitled as follows, viz:

Senate No. 11. "An act to provide for the protection and preservation of game, game quadrupeds and game birds and song, insectivorous and other wild birds and prescribing penalties for violation of its several provisions."

And has appointed Messrs. Cope, Eckels, Borger, to confer with a similar committee of the Senate (if the Senate shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Whereupon,

A motion was made by Mr. Roberts,

That the Senate insist upon its amendments to the foregoing bill, non-concurred in by the House of Representatives, and appoint a committee of conference to confer with a similar committee of the House of Representatives (already appointed), to consider the differences existing between the two Houses in relation to said bill.

Which was agreed to.

Ordered, That Messrs. Roberts, Bolard and Godcharles be said committee on the part of the Senate, and that the Clerk inform the House of Representatives accordingly.

He also informed that the House of Representatives has non-concurred in the amendments made by the Senate to House bill numbered and entitled as follows, viz:

House No. 113. "An act to amend an act, entitled 'An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini, one thousand eight hundred and ninety-nine by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions and regulating such proceedings,' approved the eleventh day of May, Anno Domini, one thousand nine hundred and one by providing that those townships having a population of at least three hundred to the square mile, shall be townships of the first class."

Whereupon,

A motion was made by Mr. Roberts,

That the Senate insist upon its amendments to the foregoing bill, non-concurred in by the House of Representatives, and appoint a committee of conference to confer with a similar committee of the House of Representatives (if the House should appoint such a com-

mittee), to consider the differences existing between the two Houses in relation to said bill.

Which was agreed to.

Ordered, That Messrs. Roberts, Shepard and Calpin be said committee on the part of the Senate, and that the Clerk inform the House of Representatives accordingly.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 128. "An act amending section two of an act, entitled a supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth, providing for the extension of the provisions of this act to townships of the first class."

With information that the House of Representatives has passed the same with amendments.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNees, McPherson, Miller, Roberts, Scott, Shepard, Sisson, Stineman, Stober, Thomas, Thomson, Wilbert, Woods (Allegheny) and Sproul, President pro tempore —31.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also, returned bills from the Senate numbered and entitled as follows, viz:

Senate No. 102. "An act to provide for the extension of the State Library and for the organization of a museum to contain historical

and archaeological material and objects illustrating the flora and fauna of Pennsylvania."

Senate No. 109. "An act relative to the sale in bulk of the whole or a large part of a stock of merchandise and fixtures or merchandise or fixtures not in the ordinary course of business providing certain requirements therefor, imposing certain duties upon the seller and making their violation a misdemeanor."

Senate No. 153. "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale or having in possession with intent to sell as fresh any meat, poultry, game, fish or shell fish which contains any substance or article possessing a preservative or coloring character or action making the same a misdemeanor and to prescribe penalties and punishment for violations and the means and the methods of procedure for the enforcement thereof."

With information that the House of Representatives has passed the same without amendment.

He also, presented for concurrence bills numbered and entitled as follows, viz:

House No. 241. "An act amending sections one, two, three and seven of article two of an act, entitled 'An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania, and for the protection and preservation of property connected therewith,' approved June eighth, Anno Domini, one thousand nine hundred and one, pamphlet laws, one thousand nine hundred and one, pages five hundred and thirty-five, et cetera, so as to increase the number of inspectors and inspection districts, provide for the examination of candidates for Dauphin county, and to provide for certain re-districting of inspectors."

Which was committed to the Committee on Mines and Mining.

House No. 244. "An act granting a pension to Charles H. Knox, of Philadelphia county, Pennsylvania, late of Independent Regiment Pennsylvania Volunteer Cavalry, 'Emergency men of one thousand eight hundred and sixty-three."

Which was committed to the Committee on Pensions and Gratuities."

House No. 248. "An act amending the fifth, seventh and eighth sections of a further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini, one thousand eight hundred and seventy-nine, which further supplement was approved the first day of June, one thousand eight hundred and eighty-nine, authorizing and requiring the Auditor General of the Commonwealth to make a return for personal property taxes for defaulting persons, co-partnerships, unincorporated associations, limited partnerships, joint stock associations or corporations wherein there has been a failure or refusal of the aforesaid to make return properly verified and upon the failure or refusal of the

assessors and the board of revision of taxes or county commissioners to make a proper return for said personal property taxes, also, authorizing and requiring the Auditor General of the Commonwealth to collect the taxes in accordance with the returns made by him and requiring the recorder of deeds and prothonotaries of the various counties to file daily records in the Auditor General's Office, as they are required to file in the commissioners office or with the board of revision of taxes. Also, requiring the county commissioners or board of revision of taxes to file with the Auditor General copies of all returns made for personal property taxes and requiring the record of the county commissioners or board of revision of taxes to be opened to the inspection and use of the Auditor General."

Which was committed to the Committee on Judiciary General.

House No. 249. "An act making it unlawful to trespass upon land posted as private property and providing the penalty therefor."

House No. 250. "An act to repeal an act, entitled 'An act to confer the chartered rights and privileges of the borough of East Birmingham, in the county of Allegheny, to the borough of Millvale, in the same county,' approved the eighteenth day of March, Anno Domini, one thousand eight hundred sixty-nine."

Which were committed to the Committee on Judiciary Special.

House No. 251. "An act amending the third section of the act, entitled 'An act to provide for the registration of labels, trademarks, trade-names, stamps, designs, devices, shopmarks, terms, designations, descriptions, or forms of advertisement and protect and secure the rights, property and interest therein of the persons, copartnerships or corporations adopting and filing the same and providing penalties for the violations of the act,' approved the twentieth day of June, Anno Domini, one thousand nine hundred and one, so as to further protect and secure the rights, property and interest of persons, corporations or copartnerships, adopting and registering said labels, trade-marks, trade-names, stamps, designs, devices shopmarks, terms, brands, designations, descriptions or forms of advertisement."

House No. 253. "An act requiring each person and corporation acting or empowered to act, as depositary or receiver or other officer of any court of the Commonwealth, or as trustee, guardian, executor, administrator or in any other fiduciary capacity, to report annually to the Auditor General the character and amount of property, real or personal, held by him or it in such capacity of which the rightful owner has been unknown for a period of seven years, and still remains unknown or for which no demand has been made for a period of seven years, together with particulars of such property and making a failure to do so a misdemeanor."

Which were committed to the Committee on Judiciary General.

House No. 255. "An act to repeal the fifth section of an act, entitled 'An act to regulate the sale of clams and oysters,' approved the fourth day of May, Anno Domini, one thousand eight hundred and seventy-one.'

Which was committeed to the Committee on Public Health and Sanitation.

House No. 259. "An act providing for the payment of fees to the sheriff in cases of appraisement."

Which was committed to the Committee on Judiciary Special.

House No. 261. "An act to encourage the building of wire fences along the public highways of this Commonwealth."

Which was committed to the Committee on Public Roads and Highways.

House No. 263. "An act authorizing the Commonwealth of Pennsylvania to rebuild uncompleted county bridges over any river one thousand feet in width whenever the portions of said bridges already erected have been destroyed by floods before the final completion thereof and where it appears that over fifty per centum of the contract price had already been expended before such destruction."

Which was committed to the Committee on Appropriations.

House No. 264. "An act to repeal section two of an act, entitled 'An act establishing the rates of ferriage at Greensborough, Greene county, and to regulate the ferries in Washington, Westmoreland and Fayette counties,' approved the second day of March Anno Domini, one thousand eight hundred and twenty-seven."

Which was committed to the Committee on Judiciary Special.

House No. 265. "An act to provide for the vacation and closing of alleys, lanes, nuisances and to compensate abutting property owners or others who may be damaged thereby and assessed benefits if any there be."

Which was committed to the Committee on Judiciary General.

House No. 266. "An act to prevent the interruption of the public schools by canvassing, soliciting, selling or offering for sale any article or articles whatsoever or by seeking the enrollment or signature of teachers."

Which was committed to the Committee on Education.

House No. 268. "An act providing that the right of eminent domain as respects the appropriation of streams, rivers or waters, or the land covered thereby shall not be exercised by water companies incorporated under law."

Which was committed to the Committee on Corporations.

A motion was made by Mr. Scott,

That the order of business for to-day be bills on second and first readings.

Which was agreed to,

Whereupon,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of bills numbered and entitled as follows, viz.:

Senate No. 268 (House No. 135). "An act authorizing John T. Stauffer, a citizen of Philadelphia county, Pennsylvania, to bring suit in the court of common pleas of Philadelphia county against the Commonwealth of Pennsylvania."

Senate No. 269 (House No. 150). "An act to amend 'An act making constables of townships ex-officio fire wardens for the extinction of forest fires and for reporting to the court of quarter sessions violations of the laws for the protection of forest from fire, prescribing the duties of such fire wardens and their punishment for failure to perform the same and empowering them to require under penalty the assistance of other persons in the extinction of such fires,' approved the thirtieth day of March, Anno Domini, one thousand eight hundred and ninety-seven, so as to require precautions on approch of fire to forests designated, increase the compensation of fire wardens and their assistants, enlarge the liability of the county and increase the penalty for refusal to assist fire warden."

Senate No. 270 (House No. 140). "An act to provide for the adoption of cast off and abandoned infants."

Senate No. 271 (House No. 23). "An act to enable city, county, poor, township, ward, school and borough tax collectors to collect taxes for the payment of which they have become liable or for which they shall during the year one thousand nine hundred and five, become personally liable without having collected the same by expiration of the authority of their respective warrants or by the expiration of their term of office and to extend the time for the collection of the same for the period of one year from the passage of this act."

Senate No. 272. "An act to regulate the service of warrants in criminal cases in this Commonwealth by deputable constables and providing a penalty for breach thereof."

Senate No. 273. "An act authorizing the State Treasurer of Pennsylvania to require additional security from any bank, banking institution or trust company in which the funds of the State are deposited."

Senate No. 274. "An act providing for the presentation of libels in divorce to the several courts of common pleas and awarding of subpoenas thereon."

Senate No. 275. "An act regulating the duties of boroughs and township auditors."

Senate No. 276 (House No. 129). "An act to prevent the giving of short weights and measurements, defining the same and declaring the same a misdemeanor and fixing the punishment therefor."

Senate No. 277 (House No. 212). "An act for the purpose of securing better police protection for the rural district of this Commonwealth the creation and incorporation of police districts and the establish ment of rural police."

Senate No. 278. "An act creating the department of State police, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force, defining their powers and duties and making an approprition for the expenses connected therewith."

Senate No. 279. "An act authorizing the State Treasurer to refund moneys erroneously paid on applications for warrants for vacant land."

Senate No. 280. "An act to prohibit the adulteration of milk and cream and providing the method of procedure for the enforcement thereof."

Senate No. 281. "An act making an appropriation to Saint Agnes' Hospital of Philadelphia, Pennsylvania."

Senate No. 282. "An act making an appropriation to the Sanitarium Association of Philadelphia."

Senate No. 283. "An act supplementary to an act, entitled 'An act for the compilation and publication of the laws of the Province and Commonwealth of Pennsylvania prior to the year one thousand eight hundred, approved the nineteenth day of May, one thousand eight hundred and eighty-seven, continuing the commissioners appointed in accordance with the provisions of said act for the further period of two years and making an appropriation for the expenses therein referred to."

And said bills having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills, numbered and entitled as follows, viz:

Senate No. 284. "An act making an appropriation for the erection of a suitable monument on Lincoln Park in the borough of Milton, Northumberland county, to the memory of ex-Governor James Pollock."

Senate No. 285. "An act making an appropriation to the Easton Hospital at Easton."

Senate No. 286. "An act making an appropriation to the Hospital Department of the Hahnemann Medical College and Hospital of Philadelphia."

Senate No. 287. "An act to appropriate the sum of five hundred thousand dollars ($500,000) for the deepening and improving of the channel of the Delaware river between the city of Philadelphia and Delaware bay."

Senate No. 288. "An act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases."

Senate No. 289. "An act making an appropriation to the Bellefonte Hospital."

Senate No. 290 (House No. 184). "An act to provide for a deficiency arising under the provisions of an act, approved April two, one thousand nine hundred and three, to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane."

Senate No. 291 (House No. 181). "An act to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane, approved June thirtieth, one thousand eight hundred and eighty-three, and June twenty-second, one thousand eight hundred and ninety-two, and June twenty-sixth, one thousand eight hundred and ninety-five, and May twenty-fifth, one thousand eight hundred and ninety-seven, and May tenth, one thousand eight hundred and ninety-nine, and making an appropriation therefor, and providing for an additional appropriation for the care and detention of the chronic insane under the provisions of the act, approved June twenty-second, one thousand eight hundred and ninety-one, during the two fiscal years beginning June first, one thousand nine hundred and five."

Senate No. 292 (House No. 171). "An act to continue the existence of commissioners for the promotion of uniformity of legislation in the United States provided for in the act of the General Assembly of the Commonwealth of Pennsylvania, approved the twenty-third day of May, Anno Domini, one thousand nine hundred and one."

Senate No. 293. "An act making appropriation to the German Hospital of the city of Philadelphia."

Senate No. 294. "An act to provide transportation to and from Vicksburg, Mississippi, at the time of the dedication of the monument of the Pennsylvania regiments and battery of artillery for all surviving soldiers of those organizations which participated in the siege of Vicksburg, Mississippi, in June and July, one thousand eight hundred and sixty-three, and making an appropriation for said transportation and providing for the expenses of the Vicksburg Battlefield Commission incident to said dedication."

Senate No. 295. "An act making an appropriation to the Easton Home for Friendless Children."

Senate No. 296. "An act making an appropriation to the Home for Aged and Infirm Women at Easton."

Senate No. 297. "An act making an appropriation to the Good Samaritan Hospital of Lebanon."

Senate No. 298. "An act making an appropriation to Saint Luke's Homoeopathic Hospital of Philadelphia."

Senate No. 299. "An act making an appropriation to the Pottsville Hospital."

Senate No. 300 "An act making an appropriation to the Meadville City Hospital."

Senate No. 301. "An act making an appropriation to the Coatesville Hospital."

Senate No. 302. "An act making an appropriation to the DuBois Hospital of DuBois, Pennsylvania."

Senate No. 303. "An act making an appropriation to the Meadville City Hospital."

Senate No. 304. "An act making an appropriation to the Spencer Hospital."

Senate No. 305 (House No. 152). "An act regulating the age at which calves can be slaughtered for food and providing a means of tracing to the origin any veal shipped to or from points in this Commonwealth, and providing penalties for the enforcement hereof."

Senate No. 306. "An act making an appropriation for the erection of a suitable monument in the old graveyard in the borough of Carlisle county of Cumberland to the memory of Molly Pitcher, the heroine of Monmouth."

Senate No. 307. "An act making an appropriation to erect a tablet with the names of the soldiers of the Revolution, the War of one thousand eight hundred and twelve, and one thousand eight hundred and forty-six, at Middle Springs, Cumberland county, Pennsylvania."

Senate No. 308. "An act making an appropriation for the Mary M. Packer Hospital at Sunbury, Pennsylvania."

Senate No. 309. "An act making an appropriation to the Chester County Hospital of West Chester, Pennsylvania."

Senate No. 310. "An act making an appropriation to the Pittsburg Hospital for Children."

Senate No. 311. "An act making an appropriation to the Titusville City Hospital."

Senate No. 312. "An act making an appropriation to the National Farm School at Doylestown."

Senate No. 313. "An act making an appropriation to the Miners' Hospital of Northern Cambria in the borough of Spangler in the county of Cambria."

Senate No. 314. "An act making an appropriation to the Pittsburg and Allegheny Free Kindergarten Association."

Senate No. 315. "An act making an appropriation to the Todd Hospital of Carlisle, Pennsylvania."

Senate No. 316. "An act creating the Department of State Charitable Institutions, providing for the appointment of a commissioner who shall be the head thereof, defining his duties, fixing his compensation, designating the number and salaries of his assistants and making an appropriation therefor."

Senate No. 317. "An act making an appropriation to the Shenango Valley Hospital of New Castle, Pennsylvania."

Senate No. 318. "An act making an appropriation to the trustees of the State Hospital for the Insane at Warren, Pennsylvania."

Senate No. 319. "An act making an appropriation to the Western Pennsylvania Colored Industrial School."

Senate No. 320. "An act making an appropriation to the Commissioners of Valley Forge Park."

Senate No. 321. "An act amending the act entitled 'An act amending the act entitled 'An act providing for the acquisition by the State of certain ground at Valley Forge for a public park and making an appropriation therefor,' approved May thirtieth, eighteen hundred and ninety-three, providing for the acquisition of additional land and giving authority to the commissioners to deputize officers to make arrests, et cetera, approved March nineteenth. Anno Domini, one thousand nine hundred and three, providing for the acquisition of additional land by said Valley Forge Park Commission."

Senate No. 322. "An act making an appropriation to the Medical and Surgical Department of the Western Hospital of Pittsburg,"

Senate No. 323. "An act making an appropriation to the Allegheny County Association for the Prevention of Cruelty to Children."

Senate No. 324. "An act making an appropriation to the Saint Joseph's Hospital and Dispensary of Pittsburg."

Senate No. 325 (House No. 110). "An act granting an annuity to J. H. Pershing."

Senate No. 326 (House No. 193). "An act to provide for the support of the National Guard and Naval Force for the two fiscal years beginning June first, nineteen hundred and five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and five, for the payment of an annual allowance to officers of the National Guard and Naval Force for rifle practice purposes."

Senate No. 327. "An act providing for the construction of a fish hatchery, auxiliary to the hatchery now located in the city and county of Erie, and making an appropriation therefor."

Senate No. 328. "An act repealing all laws or parts of laws relating to or affecting the manufacture, sale vending or dealing in

malt or brewed liquors by brewers within this Commonwealth heretofore enacted and authorizing the county treasurers of the several counties of the Commonwealth to issue licenses to brewers to vend, sell or deal in malt liquors on payment of certain fees therefor and authorizing the county treasurers of the proper counties to grant wholesale liquor licenses to brewers to sell the product of their breweries and to regulate the selling, vending and dealing in malt or brewed liquors within this Commonwealth and providing penalties for violation of the provisions thereof."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Miller,

That Senate bill No. 328, entitled "An act repealing all laws or parts of laws relating to or affecting the manufacture, sale, vending or dealing in malt or brewed liquors by brewers within this Commonwealth heretofore enacted and authorizing the county treasurers of the several counties of the Commonwealth to issue licenses to brewers to vend, sell or deal in malt liquors on payment of certain fees therefor and authorizing the county treasurers of the proper counties to grant wholesale liquor licenses to brewers to sell the product of their breweries and to regulate the selling, vending and dealing in malt or brewed liquors within this Commonwealth, and providing penalties for violation of the provisions thereof,"

Be re-committed to the Committee on Law and Order.

Which was agreed to,

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 329. "An act making an appropriation to the Bradford Hospital of the city of Bradford."

Senate No. 330. "An act making an appropriation to the Phoenixville Hospital at Phoenixville, Pennsylvania."

Senate No. 331. "An act making an appropriation to the Saint Mary's Hospital of Philadelphia."

Senate No. 333. "An act making an appropriation to the Elk County General Hospital and to assist in the erection of a nurses' home in connection with said hospital."

Senate No. 334. "An act making an appropriation to the Lock Haven Hospital."

Senate No. 335. "An act making an appropriation to the Nason Hospital Association of Roaring Springs."

Senate No. 336. "An act making an appropriation to the Women's Homeopathic Association of Pennsylvania."

Senate No. 337. "An act making an appropriation to the Eagle Hospital for Consumptives located at Summit Hill, Carbon county."

Senate No. 338. "An act making an appropriation to the Philadelphia Home for Incurables."

Senate No. 339. "An act entitled 'An act making an appropriation to the Free Kindergarten and Nursery Association at Harrisburg, Pennsylvania."

Senate No. 340. "An act making an appropriation to the Charity Hospital of Pittsburg."

Senate No. 341. "An act entitled 'An act making an appropriation to the Children's Industrial Home at Harrisburg, Pennsylvania."

Senate No. 342. "An act making an appropriation to the Conemaugh Valley Memorial Hospital at the city of Johnstown, Pennsylvania."

Senate No. 343. "An act making an appropriation to the Beaver County General Hospital of Rochester, Pennsylvania."

Senate No. 344, "An act making an appropriation to the Pennsylvania Sanitarium and Benevolent Association of the city of Philadelphia."

Senate No. 345. "An act making an appropriation to the Benevolent Association's Home for Children of Pottsville, Schuylkill county."

Senate No. 346. "An act making an appropriation to the Children's Aid Society of Pennsylvania."

Senate No. 347. "An act making an appropriation to the Harrisburg Hospital."

Senate No. 348. "An act making an appropriation to the Beaver Valley General Hospital of Beaver county."

Senate No. 349. "An act making an appropriation to the Adrian Hospital Association of Jefferson county, Pennsylvania."

Senate No. 350. "An act making an appropriation to the Clearfield Hospital."

Senate No. 351, "An act making an appropriation to the North Pennsylvania General Hospital and Sanitorium located at Austin, Pennsylvania."

Senate No. 352. "An act making an appropriation to the Monongahela Memorial Hospital Association of Monongahela city, Pennsylvania."

Senate No. 353. "An act entitled 'An act making an appropriation to the Home for the Friendless at Harrisburg, Pennsylvania."

Senate No. 354. "An act making an appropriation to the Wilkes Barre City Hospital."

Senate No. 355. "An act making an appropriation to the Southwestern Normal School of Pennsylvania located at California, in the county of Washington for the two fiscal years beginning June fifth, one thousand nine hundred and five."

Senate No. 356. "An act making an appropriation to the Central State Normal School of Pennsylvania located at Lock Haven in the county of Clinton for the two fiscal years beginning June first, one thousand nine hundred and five."

Senate No. 357. "An act making an appropriation to the Altoona Hospital."

Senate No. 358. "An act making an appropriation to the Philadelphia Lying-in Charity Hospital."

Senate No. 359. An act making an appropriation to Rush Hospital for Consumption and Allied Diseases at Philadelphia."

Senate No. 360. "An act making an appropriation to Saint John's General Hospital of Allegheny city.

Senate No. 361. "An act making an appropriation to the Wills Eye Hospital of Philadelphia."

Senate No. 362. "An act making an appropriation to the Sylvan Heights Home for Orphan Girls in the city of Harrisburg.

Senate No. 363. "An act making an appropriation to the Messiah Home Orphanage of the city of Harrisburg, Pennsylvania."

Senate No. 364. "An act making an appropriation to the Johnstown City Hospital of Johnstown, Pennsylvania.

Senate No. 365 (House No. 201). "An act to amend section one of an act entitled 'An act to furnish metal markers for graves of soldiers and sailors." "

Senate No. 366. "An act making an appropriation to the McKeesport Hospital, McKeesport, Pennsylvania."

Senate No. 367. "An act making an appropriation to the trustees of Saint Joseph's Hospital in the city of Reading."

Senate No. 368. "An act making an appropriation to the Homeopathic Medical and Surgical Hospital of Reading."

Senate No. 369. "An act making an appropriation to the Reading Hospital, in the city of Reading, Pennsylvania."

Senate No. 370. "An act making an appropriation to the Lewistown Hospital, of Lewistown."

Senate No. 371. "An act entitled, 'An act making an appropriation to the Allentown Hospital Association, at Allentown, Pennsylvania,"

Senate No. 372. "An act entitled an act making an appropriation to the Saint Luke's Hospital, of South Bethlehem, Lehigh county, Pennsylvania."

Senate No. 373. "An act making an appropriation to the Home for Friendless Children, in the city of Reading, Pennsylvania."

Senate No. 374. "An act entitled an act making an appropriation to the Children's Home, of South Bethlehem, Pennsylvania."

Senate No. 375. "An act making an appropriation to the Topographic and Geological Survey of the State in co-operation with the United States Geological Survey."

Senate No. 376. "An act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny county, Pennsylvania."

Senate No. 377 (House No. 14). "An act to fix the number and salaries of officers, clerks and employes in the State Treasury."

Senate No. 378 (House No. 136). "An act fixing the salary of the Deputy Commissioner of Banking."

Senate No. 379 (House No. 180). "An act to provide for the selection of sites and the erection of two State institutions for the treatment of incipient tuberculosis, and for the protection of the citizens of Pennsylvania, to be located within the limits of the State Forestry Reservation, one in Franklin county, this Commonwealth, and the second in the western portion of the State, and for the creation of a board of trustees to have charge of the same, defining their powers and duties, and making the necessary appropriations therefor."

Senate No. 380. "An act to amend clause one of section thirty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and allowing telegraph and telephone lines to be constructed also in subways under the public roads, streets, lanes and highways of this State."

Senate No. 381 (House No. 229). "An act to amend section three of a supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, providing for the merger and consolidation of certain corporations, approved the twenty-ninth day of May, one thousand nine hundred and one, and requiring the filing of all reports required by the Auditor General, and the payment of all taxes due the Commonwealth of Pennsylvania by corporations before merger or consolidation."

Senate No. 382 (House No. 226). "An act amending the third section of a supplement to an act, entitled 'An act to provide for the corporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four,

'providing for the improvement, amendment and alteration of the charters of corporations of the second class, and authorizing the incorporation of traction motor companies,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and eighty-three, requiring corporations to file a certificate with the Governor of the Commonwealth setting forth that all reports required by the Auditor General of the Commonwealth have been duly filed, and that all taxes due the Commonwealth have been paid before the improvement, amendment or alteration of the charter of any corporation."

Senate No. 383. "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing companies incorporated under the laws of any other State of the United States for the manufacture of any form of iron, steel or glass to erect and maintain buildings and manufacturing establishments, and to take, have and hold real estate necessary and proper for manufacturing purposes,' approved the ninth day of June, Anno Domini one thousand eight hundred and eighty-one, extending the same to companies formed for the purpose of quarrying slate, granite, stone or rocks, or for dressing, polishing, working or manufacturing the same or any of them, and to mineral spring companies incorporated for the purpose of bottling and selling natural spring water,' approved the sixteenth day of June, Anno Domini one thousand eight hundred and ninety-three, extending the same to companies incorporated for the purpose of purchasing, bottling, handling and shipping milk and cream, and of purchasing, bottling, handling and shipping cheese and other dairy products."

Senate No. 384. "An act to exempt cash registers, leased or hired, from levy or sale on execution or distress for rent."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Brown,

That Senate bill No. 384, entitled "An act to exempt cash registers, leased or hired, from levy or sale on execution or distress for rent," be re-committed to the Committee on Judiciary General.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 385. "An act to amend section three of an act, entitled 'An act to carry into effect section five of article fourteenth of the Constitution relative to the salaries of county officers, and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants,' approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy-six."

Senate No. 386 (House No. 192). "An act to amend an act of Assembly to annex sub-district number one of Donegal township, in the county of Washington, to borough of Claysville, Pennsylvania, for school purposes."

Senate No. 387 (House No. 224). "An act authorizing W. C. Wolf, a citizen of Cambria county, Pennsylvania, to bring suit in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

Senate No. 388. "An act to regulate hawking, peddling and vending in townships of the first class, empowering the commissioners thereof to grant licenses therefor, and to fix by ordinance the amount to be paid for such license, and authorizing and imposing fines, penalties and punishments for violations thereof."

Senate No. 389. "An act to authorize the defendant in any cause to offer testimony after a motion to direct a verdict for the defendant has been made and denied."

Senate No. 390 (House No. 194). "An act to provide for and authorizing the appointment of a stenographer in cases of inquest in the several counties of this Commonwealth, and regulating the duties and fees of the same."

Senate No. 391 (House No. 172). "An act to regulate the transfer of funds from executors and administrators in this Commonwealth to foreign executors and administrators."

Senate No. 392. "An act to provide for the punishment of persons responsible for or contributing to the delinquency of children."

Senate No. 393. "An act to amend an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia and defining the powers and duties of the same,' providing for the support of minor children of absentees out of the absentee's estate."

Senate No. 394. "An act for the protection and care of certain persons unable to take care of their own property by reason of paralysis."

Senate No. 395. "A supplement to an act approved the twenty-third day of April, one thousand nine hundred and three, to provide for the valuation of real estate for taxation in the townships of the first class, and fixing the compensation of assessors in such townships."

Senate No. 396. "An act to cure defects in petitions and bonds for sale of liquors at retail and wholesale filed in the courts of quarter sessions in the several counties of this Commonwealth, and upon which licenses have been granted."

Senate No. 397. "An act to authorize the employment of additional employes by the Adjutant General."

Senate No. 398. "An act to provide for the licensing and regulating of dispensaries by the State Board of Charities, and making it a misdemeanor for any person to obtain medical or surgical treatment on false representation from any dispensary licensed under the provisions of this act."

Senate No. 399. "An act to provide for the better protection of life and health in the several counties and townships of this Commonwealth by the establishment of county boards of health and county and townships health officers, and to provide compensation for the same, and to provide for the notification of the existence of contagious diseases by practicing physicians throughout the Commonwealth, and providing penalties for the neglect or violation of any of the provisions of the same."

Senate No. 400. "An act to regulate the sale of proprietary and patent medicines containing alcohol, and providing penalties for the violation of the provisions of said act."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Herbst,

That Senate bill No. 399, entitled "An act to provide for the better protection of life and health in the several counties and townships of this Commonwealth by the establishment of county boards of health and county and township health officers, and to provide compensation for the same, and to provide for the notification of the existence of contagious diseases by practicing physicians throughout the Commonwealth, and providing penalties for the neglect or violation of any of the provisions of the same," be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

A motion was made by Mr. Brown,

That Senate bill No. 400, entitled "An act to regulate the sale of proprietary and patent medicines containing alcohol, and providing penalties for the violation of the provisions of said act," be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 401, entitled "An act to provide for the punishment of persons expectorating or throwing rubbish in or upon any passenger conveyance of any common carrier."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Brown,

That Senate bill No. 401, entitled "An act to provide for the punishment of persons expectorating or throwing rubbish in or upon any passenger conveyance of any common carrier," be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 402, entitled "An act creating and defining the offense of unlawful expectoration by persons in or upon the footway or sidewalk of any street, avenue, park, public square or place of any municipality of this Commonwealth, or in or upon the floors of any railroad car, passenger or street railway car propelled by electricity, steam, horses or other motive power, incline plane car, omnibus or stage coach or other vehicle for the conveyance of passengers by land within this Commonwealth, or upon the floors of theatres, railroad stations or other public meeting places in the Commonwealth, and fixing the penalty for the commission of such offense."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Crawford,

That Senate bill No. 402, entitled "An act creating and defining the offense of unlawful expectoration by persons in or upon the footway or sidewalk of any street, avenue, alley, park, public square or place of any municipality of this Commonwealth, or in or upon the floors of any railroad car, passenger or street railway car, propelled by electricity, steam, horses or other motive power, incline, plane car, omnibus or stage coach or other vehicle for the conveyance of passengers by land within this Commonwealth, or upon the floors of theatres, railroad stations or other public meeting places in the Commonwealth, and fixing the penalty for the commission of such offense," be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 403 (House No. 191), entitled "An act providing for necessary medical attention to needy persons who may be in danger of suffering from hydrophobia."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate bill No. 404 (House No. 67), entitled "An act for the protection of the public health, to prevent commercial deception, and punish the manufacture for sale, offering or exposing for sale of adulterated and falsely branded articles of food, providing for the disposition of fines and costs collected for violation of this act, excepting from the effect of this act articles of food that are wholesome, not injurious to health, and truthfully labelled, and repealing a portion of the seventh clause of section three, all parts of the act of June twenty-sixth, one thousand nine hundred and five, Pamphlet Laws, three hundred and seventeen, and three hundred and eighteen, and other acts inconsistent herewith."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Brown,

That Senate bill No. 404 (House No. 67), entitled "An act for the protection of the public health, to prevent commercial deception, and to punish the manufacture for sale, offering or exposing for sale of adulterated and falsely branded articles of food, providing for the disposition of fines and costs collected for violation of this act, excepting from the effect of this act articles of food that are wholesome, not injurious to health, and truthfully labelled, and repealing a portion of the seventh clause of section three, all parts of the act of June twenty-sixth, one thousand nine hundred and five, Pamphlet Laws, three hundred and seventeen, and three hundred and eighteen, and other acts inconsistent herewith." be re-committed to the Committee on Public Health and Sanitation.

Which was agreed to.

Senate No. 405 (House No. 165), entitled "An act to amend the first section of an act, entitled 'An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons, or built by public subscriptions over any stream or river forming the boundary between two counties where the same have been destroyed by ice, flood or otherwise at any time, or which have been or may be abandoned by the owners thereof, and rebuilt on another site, and which were previously used exclusively for vehicles and foot purposes, and providing for the cost of reconstructing the same,' approved the sixth day of May, Anno Domini one thousand eight hundred and ninety-seven, providing that such bridges shall be built by the county commissioners jointly with the Board of Public Grounds and Buildings of the Commonwealth of Pennsylvania, and that the cost thereof shall be paid one-half by the Commonwealth of Pennsylvania and one-half by the counties and declaring the manner of ascertaining compensation for the taking or impairment of the rights and franchises of the owners of former bridges."

Senate No. 406 (House No. 197), "An act requiring county com-

missioners to repair all county bridges, and to pay the expense of such repairs out of the county treasury."

Senate No. 407, "An act authorizing vacation of public highways at grade crossings over railroads, and the opening of under grade or overgrade crossings in lieu thereof by the court of quarter sessions."

Senate No. 408 (House No. 153), "An act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution, being supplementary to an act, entitled 'An act for the protection of the public health, and to prevent adulteration of dairy products and fraud in the sale thereof,' approved May twenty-first, Anno Domini one thousand eight hundred and eighty-five, and to prescribe penalties and punishment for violation and the means and method of procedure for the enforcement thereof."

Senate No. 409. "An act regulating procedure in actions to enforce payment or other remedy upon bonds, mortgages, single bills or confessed judgments where the money involved is subject to State tax."

Senate No. 410 (House No. 133). "An act to provide for notice in the recovery of possession of premises by a landlord in all cases where the tenant holds for a term less than one year, either by license or lease for an indeterminate time."

Senate No. 411. "An act to provide for the transfer to the State Librarian of certain public documents now in the possession or that may hereafter some into the possession of the Secretary of the Commonwealth for sale and distribution."

Senate No. 412 (House No. 207). "An act providing a fixed charge on lands acquired by the State for forestry reserves, and the distribution of revenues so derived for school and road purposes."

And said bills having been read at length the first time,

Ordered, To be laid aside for second reading.

A motion was made by Mr. Keyser,

That the Senate do now adjourn.

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until Monday evening, March 27, 1905, at eight o'clock.

MONDAY, MARCH 27, 1905.

The President pro tempore in the Chair.

Mr. Stober asked and obtained leave of absence for Mr. Quail for to-day.

Mr. Cumings asked and obtained leave of absence for Mr. Bolard for to-day.

Mr. Dewalt from the Committee on Judiciary Special to which was committed a bill, entitled "An act authorizing the cities of the second class of this Commonwealth to acquire present existing electric light, heat and power plants or works for the purpose of supplying light, heat and power to the said cities and the inhabitants thereof by purchase by right of eminent domain or otherwise and authorizing the said cities to raise the money necessary for this purpose by an issue of bonds."

Reported bill No. 420 without amendment.

Mr. Scott from the Committee on Municipal Affairs to which was committed a bill, entitled "An act to amend the second section of an act approved the ninth day of July, Anno Domini, one thousand eight hundred and ninety-seven, entitled 'An act providing for the classification of real estate and other property for the purpose of taxation and for the election of assessors and prescribing the duties thereof in cities of the second class, providing for notice of assessment of property and the method of appeal."

Reported bill No. 421 without amendment.

Mr. Cumings, from the Committee on Judiciary General, to which was re-committed a bill, entitled "An act to regulate the publication, binding and distribution of the public documents of this Commonwealth."

Re-reported bill No. 267 with amendment.

On leave granted.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act amending section nine of an act approved the fifth day of May, Anno Domini, one thousand eight hundred and ninety-nine, entitled 'An act supplementing and amending an act, entitled 'An act to establish an intermediate court of appeal regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts providing for the reports of its decisions, the compensation of the judges and other officers, and the practice and costs on appeals from its judgments,' approved June twenty-fourth, Anno Domini, one thousand eight hundred and ninety-five,' and increasing the amount which the judges

of the Superior Court shall be entitled to be reimbursed for the sums expended by them in each year for the help of stenographers, typewriters or clerks and regulating the time and manner of such reimbursement."

Which was committed to the Committee on Judiciary General.

Mr. Gerberich read in his place and presented to the Chair a bill, entitled "An act to further amend the tenth section of the act approved the fifteenth day of March, Anno Domini, one thousand eight hundred and thirty, entitled 'An act to provide for the erection of a house for the employment and support of the poor in the county of Lebanon,' and which was amended by an act approved the third day of February, Anno Domini, one thousand eight hundred and seventy, fixing the salary of each of said Poor Directors."

Which was committed to the Committee on Judiciary Special.

On leave granted.

Mr. Woods (Allegheny) read in his place and presented to the Chair a bill, entitled "An act to provide for the repair and maintenance, or improvement, by the proper county, city or borough, of turnpikes heretofore or hereafter appropriated or condemned, or any part thereof, for public use, free of tolls."

Which was committed to the Committee on Public Roads and Highways.

Mr. Fox read in his place and presented to the Chair a bill, entitled "An act, amending 'A supplement to an act, entitled 'An act for the establishment of free public libraries in the several school districts of this Commonwealth, except in cities of the first and second class,' approved the twenty-eighth day of June, Anno Domini, one thousand eight hundred and ninety-five, authorizing school districts to join in establishing and maintaining free public libraries, or to join in aiding those otherwise established,' approved the second day of April, Anno Domini one thousand nine hundred and three."

Which was committed to the Committee on Education.

Mr. Catlin by request of Mr. Calpin read in his place and presented to the Chair a bill, entitled "An act to repeal the twenty-ninth section of an act, entitled 'An act to incorporate the City of Wilkes-Barre,' approved the fourth day of May, Anno Domini one thousand eight hundred and seventy-one, and to repeal the sixth section of an act, entitled 'A supplement to an act entitled an act to incorporate the City of Wilkes-Barre,' approved the second day of April, Anno Domini one thousand eight hundred and seventy-two."

Which was committed to the Committee on Municipal Affairs.

On motion of Mr. Scott,

The following resolution was twice read, considered and agreed to, viz:

Resolved, That the sessions of the Senate commence daily at ten o'clock a. m. until otherwise ordered.

The Private Secretary of the Governor being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, Pa., March 27, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

A. J. Kuhn, Homestead, March 27, 1905.
Charles W. Schaffner, Pittsburg, March 27, 1905.

Bradford County.

Harper H. Mercereau, Sayre, March 27, 1905.

Clearfield County.

Harry F. Wallace, Clearfield, March 27, 1905.

Luzerne County.

D. F. Hollopeter, Shickshinny, March 27, 1905.

Philadelphia County.

Ernest N. Ross, Philadelphia, March 27, 1905.
Norris N. Hansell, Philadelphia, March 27, 1905.
Nicholas J. Fitzgerald, Philadelphia, April 3, 1905.

Washington County.

Miss Mary E. Miller, Washington March 27, 1905.

Westmoreland County.

M. H. Mainwaring, New Kensington, March 27, 1905.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, Pa., March 27, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Nathan C. Shaffer, of Lancaster, to be Superintendent of Public Instruction for the Commonwealth of Pennsylvania, for the term of four years, to compute from April 1, 1905.

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, Pa., March 27, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be Commissioners of Deeds for the Commonwealth of Pennsylvania, for the term of five years, to compute from the date hereof:

Ella F. Braman, New York City, New York.
William F. Lett, New York City, New York.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Stober,

That the rule which requires nominations made by the Governor, to lie on the table five days, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named persons to be Notaries Public for the Commonwealth of Pennsylvania, for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

A. J. Kuhn, Homestead, March 27, 1905.
Charles W. Schaffner, Pittsburg, March 27, 1905.

Bradford County.

Harper H. Mercereau, Sayre, March 27, 1905.

Clearfield County.

Harry F. Wallace, Clearfield, March 27, 1905.

Luzerne County.

D. F. Hollopeter, Shickshinny, March 27, 1905.

Philadelphia County.

Ernest N. Ross, Philadelphia, March 27, 1905.
Norris N. Hansell, Philadelphia, March 27, 1905.
Nicholas J. Fitzgerald, Philadelphia, April 3, 1905.

Washington County.

Miss Mary E. Miller, Washington March 27, 1905.

Westmoreland County.

M. H. Mainwaring, New Kensington, March 27, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Fox, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McConkey, McNees, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of the following named persons to be Commissioners of Deeds for the Commonwealth of Pennsylvania, for the term of five years, to compute from the date thereof:
Ella F. Braman, New York City, New York.
William F. Lett, New York City, New York.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Fox, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McConkey, McNees, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

A motion was made by Mr. Stober,

That the Senate do advise and consent to the nomination of Nathan C. Schaeffer, of Lancaster, to be Superintendent of Public Instruction for the Commonwealth of Pennsylvania, for the term of four years, to compute from April 1, 1905.

Agreeably to the Executive message presented this day,

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Fox, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McConkey, McNees, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Sisson, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

The Chair laid before the Senate the following communications, in writing, from His Excellency, the Governor of the Common-

wealth, which were deposited with the Chief Clerk during the recess of the Senate, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 24,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 101, entitled "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects,' approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, as amended by an act of May twenty-first, one thousand eight hundred and ninety-five, entitled 'An act authorizing central boards of education in cities of the second class to establish and maintain schools for instruction in the mechanic arts and kindred subjects, approved the twenty-fifth day of June, Anno Domini one thousand eight hundred and eighty-five, so as to extend the provisions thereof to cities of the third class,' so as to extend the benefits and provisions of the said act to boroughs and townships of the first class,' so as to enlarge the powers conferred upon such school authorities by said acts, by adding the power to establish and maintain schools for athletics."

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 24,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 99, entitled "An act to reorganize the board of trustees of the Pennsylvania State College."

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 24,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 97, entitled "An act providing for the erection of county bridges over any river, creek or rivulet forming the boundary between any borough and township of the first or second class where the same crosses a public highway, and providing for the cost and maintenance of the same."

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 24,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 25, entitled "An act to prohibit the sale or use of certain fire-works, fire-crackers, pistols, explosives, canes and ammunition, and providing penalties for violations thereof."

SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 24,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed Senate bill No. 16, entitled "An act establishing in counties containing a population of from three hundred thousand to one million a board for the assessment and revision of taxes for State and county purposes, prescribing their powers and duties, and abolishing the office of ward, borough and township assessors in so far as respects the assessments of State and county taxes."

SAM'L W. PENNYPACKER.

Laid on the table.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 24,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I return herewith, without my approval, Senate bill No. 14, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number five, and providing for the election and appointment of judges for said court."

This bill may be considered in connection with Senate bill No. 15, which suggests legislation upon a like subject. The effect of these bills would be, if they became laws, to increase the number of judges of the courts of common pleas in Allegheny county from nine to fifteen, and to lead to an expenditure for salaries alone of the annual sum of $51,000. The increase of the number of judges throughout the State, unless there is an actual and pressing necessity for it, is not a wise course. It is important for the welfare of the courts and the administration of the law that people should retain their confidence in the judges, and that they should not have cause to think that any of these judges hold their positions,

not through public necessity, but through the desire to gratify the ambitions of individuals. If there be many judges, there is a certain loss of respect through the mere fact of the number alone. They cannot be expected to exercise the same authority and to retain the same dignity if they be numerous. At the last session of the legislature, the salaries of the judges over the State were materially increased, and it seems to me that before adding to their number, it would be well to wait and see whether or not this enhancement has any effect upon the crowded condition of the trial lists in certain localities. The question of the necessity for an increase of judges is one very difficult to determine. With respect to Allegheny county, there appears to be a considerable difference of opinion as expressed by those who ought to have knowledge upon the subject. It is certain that an increase in one locality always leads to further increase in other directions, for the reason that the people in those localities feel that they have a right too to participate in such advantages. With respect to the need, we get considerable light by a comparison of the number of judges with the number in other communities. Pennsylvania, with a population of 6,302,115 under the last census, has ninety-six common pleas judges, and New York, with a population of 7,268,894, has seventy-five supreme court judges, who do a like work with that in our courts of common pleas. Philadelphia, with a population of 1,293,697, has fifteen common pleas judges, or one to 86,246 persons. Allegheny county, with a population of 775,058, has nine common pleas judges, or one to 86,117 persons, so that now to a slight extent, there are more judges in proportion to population in Allegheny county than there are in Philadelphia. We have in Pennsylvania ninety-six common pleas judges, or one judge to every 65,647 people. Nearly all of them exercise the jurisdiction of judges of the orphans' court as well as judges of the common pleas court. If we divide the population of Allegheny county by twelve, the number of judges there in the common pleas and the orphans' court, we have one judge to every 64,588 people, which, if this calculation be correct, shows that they have more than their proportion, as indicated by the number of judges throughout the State. Of course, it is difficult to make a comparison between the population of a dense municipality, where there are large interests, with that of other communities. If, however, we make the comparison with those of other large cities, we meet with the same result. The comparison with Philadelphia has already been shown. In New York city, where commercial, banking and other interests are unusually great, there is only one supreme court judge to 101,094 people.

So far as I am able to see, and it must be admitted that the light is somewhat uncertain, regard for the welfare of the judiciary, for the good of the people and for economical administration, leads to a conclusion adverse to the provisions of this bill.

For these reasons the bill is not approved.

SAM'L W. PENNYPACKER.

The foregoing message having been read,

And the question being,

Shall the bill pass, the objections of His Excellency, the Governor, to the contrary notwithstanding?

A motion was made by Mr. Crawford,

That the question, together with the further consideration of said message be postponed for the present.

Which was agreed to.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 24,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I return herewith, without my approval, Senate bill No. 15, entitled "An act increasing the number of courts of common pleas in the county of Allegheny, establishing therein a distinct and separate court of common pleas, designated court of common pleas number four, and providing for the election and appointment of judges for said court."

For the reasons which are set forth in the message returning Senate bill No. 14, this bill does not meet with my approval.

SAM'L W. PENNYPACKER.

The foregoing message having been read,

And the question being,

Shall the bill pass, the objections of His Excellency, the Governor, to the contrary notwithstanding?

A motion was made by Mr. Crawford,

That the question, together with the further consideration of said message, be postponed for the present.

Which was agreed to.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 24,1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I return herewith, without my approval, Senate bill No. 40, entitled "An act to provide for an additional law judge of the several courts of the Sixth Judicial District, composed of the county of Erie."

A better way to overcome the difficulty which exists would be to unite the counties of Erie, Warren and Forrest into one judicial district. The counties of Forest and Warren, which now constitute the Thirty-seventh District, contain a population of only 49,985. By this method, the two judges who are now commissioned in the two districts would be entirely able to take care of all the judicial work in the district which would be created by the union of these three counties.

For this reason, and likewise for reasons set forth in the message returning Senate bill No. 14, this bill does not meet with my approval.

SAM'L W. PENNYPACKER.

The foregoing message having been read,

And the question being,

Shall the bill pass, the objections of His Excellency, the Governor, to the contrary notwithstanding?

A motion was made by Mr. Scott,

That the question, together with the further consideration of said message, be postponed for the present,

Which was agreed to.

The Clerk of the House being introduced, presented for concurrence bills numbered an entitled as follows, viz:

House No. 164. "An act providing for the election and appointment of road supervisors in the several townships of this Commonwealth, defining their duties authorizing them to make repair and maintain roads and bridges, let contracts for the same levy and collect taxes, employ labor, divide townships into districts, appoint road masters and treasurer, purchase road making implements and machines, prescribing penalties for violation of this act and requiring the road supervisors to report to township auditors and to the State Highway Commissioner from time to time and for the repeal of all laws, general, local or special, inconsistent herewith or supplied hereby."

Which was committed to the Committee on Public Roads and Highways.

House No. 245. "An act authorizing any of the boroughs of this Commonwealth to pay a salary to the chief burgess thereof and to employ policemen."

Which was committed to the Committee on Judiciary Special.

House No. 269. "An act relating to the management, care and maintenance of the National or Cumberland road and freeing the same from tolls."

House No. 270. "An act to amend an act, entitled 'An act authorizing the county commissioners to borrow money and issue bonds for the purpose of building, improving and repairing public roads and highways in their respective counties in pursuance of the provisions of an act, entitled 'An act providing for the permanent improvement of certain roads or highways in the several counties of this Commonwealth making such improved roads and highways county roads, authorizing the relocation, opening, straightening, widening, extension and alteration of the same and the vacation of so much of any road as may become unnecessary, authorizing the taking of property for such improvement and providing for the

compensation thereof and the damages resuting from such taking, providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said roads and authorizing the levy of a tax rate to provide a fund for said purposes,' approved June twenty-sixth, Anno Domini, one thousand eight hundred and ninety-five,' approved July tenth, Anno Domini, one thousand nine hundred and one, by changing the restriction as to the amount of bonds which may be issued in any one year from one-tenth of one per centum to one-half of one per centum."

Which was committed to the Committee on Public Roads and Highways.

House No. 272. "An act authorizing boards of education of cities of the first, second and third class to establish teachers' training schools in connection with city high schools."

Which was committed to the Committee on Education.

House No. 273. "An act prohibiting commissioners of townships of the first class from hereafter establishing or constructing any sewer or sytem of sewers or drains in such townships without first obtaining the consent in writing of the owners of one-half of the feet front upon the line or lines of said proposed sewer system."

Which was committed to the Committee on Judiciary Special.

He also informed that the House has concurred in Senate amendments to bill numbered and entitled as follews:

House No. 2. "An act to amend section forty-four of the act of Assembly of this Commonwealth, entitled 'An act relating to the commencement of actions,' approved the thirteenth day of June, Anno Domini, one thousand eight hundred and thirty-six, so as to make all the provisions of said act apply to certain actions ex delicto as well as to all actions ex contractu."

House No. 32. "An act to repeal sections six and seven of an act, entitled 'An act relating to roads and bridges in Washington county,' approved the thirtieth day of March, one thousand eight hundred and fifty-nine, as extended to Lycoming county by an act, entitled 'An act relating to roads and bridges in Washington county extended to Lycoming and Indiana counties,' approved the twelfth day of March, one thousand eight hundred and sixty, so far as the same relate to Lycoming county."

Ordered, That the Clerk inform the Senate accordingly.

House No. 75. "An act to repeal an act, entitled 'An act relating to the roads of Birmingham township Chester county,' approved the ninth day of April, Anno Domini, one thousand eight hundred and seventy-two."

He also informed that the House of Representatives insists on its concurrence in the amendments made by the Senate to House bill numbered and entitled as follows, viz:

House No. 113. "An act to amend an act, entitled 'An act to amend an act entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini, one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions and regulating such proceedings,' approved the eleventh day of May, Anno Domini, one thousand nine hundred and one, by providing that those townships having a population of at least three hundred to the square mile shall be townships of the first class."

And has appointed Messrs. Ambler, Wayne, Snader, a committee of conference to confer with a similar committee of the Senate (already apointed) on the subject of the differences existing between the two Houses in relation to said bill.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 154. "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner and staff of assistants and defining the powers and duties thereof, authorizing the State Highway Department to co-operate with the several counties and townships and with boroughs in certain instances in the improvement of the public highways and the maintenance of improved highways, providing for the application of counties and townships for State aid in highway improvement and maintenance, providing for the payment of the cost of highway improvements made under the provisions of this act by the State, the counties and the townships, and making an appropriation for this purpose."

With information that the House of Representatives has passed the same with amendment.

Said amendments having been read,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

None.

NAYS.

Messrs. Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, McConkey, McPherson, Miller, Roberts, Scott, Shepard, Stewart, Stineman, Stober,

Thomas, Thomson, Vare, Wilbert, Woods Westmoreland), Zern and Sproul, President pro tempore—35.

A majority of all the Senators having voted "aye" the question was determined in the negative.

Ordered, That the Clerk inform the House of Representatives accordingly.

The title of the following bills which had passed both houses of the General Assembly, having been publicy read immedately before signing, the President pro tempore, in presence of the Senate, signed the same, viz:

House No. 94. "An act to provide for the better protection and preservation or sheep within this Commonwealth and providing penalties for violation of its several provisions."

House No. 103. "An act to repeal an act, entitled 'An act to detach the farms of Amos S. Hancock and John Brown from Oil Creek township, Crawford county, and to attach them to Cherry Tree township, Venango county, for school purposes,' approved the sixth day of April, Anno Domini, one thousand eight hundred and seventy."

House No. 105. "An act to repeal so much of an act, entitled 'An act entitled 'An act annexing the farm of John Hamilton in Sandy Lake township, Mercer county, to Worth township, in said county, for school purposes, and the farms of certain persons in the township of Troy, in the county of Crawford, and the township of Plum in Venango county, to the township of Cherry Tree, Venango county, for school purposes,' as annexes the farms of certain persons in the township of Troy in the county of Crawford and the township of Plum in Venango county to the township of Cherry Tree, Venango county, for school purposes, approved the twelfth day of April, Anno Domini, one thosand eight hundred and sixty-seven."

House No. 128. "An act to provide for the better protection of life and property by the examination and licensing of engineers having charge of steam boilers, steam engines and appliances connected therewith in cities of the second class of this Commonwealth and providing penalties for violation."

House No. 155. "Joint resolution by Senate and House of Representatives granting permission to the United States fish commissioner to use shad hatchery at Torresdale during the season of one thousand nine hundred and five, for the propagation of shad."

House No. 166. "An act to amend the fourth section of an act, entitled 'An act to protect the health of the domestic animals of the Commonwealth of Pennsylvania,' approved the twenty-sixth day of May, Anno Domini, one thousand eight hundred and ninety-seven by prescribing penalties and methods of procedure for the enforcement of the provisions of said act."

On motion of Mr. Scott,

The following resolution was twice read, viz:

Resolved, That the Judiciary General Committee be discharged from the further consideration of the bill, entitled "An act to regulate and improve the civil service of the Commonwealth of Pennsylvania."

On the question,

Will the Senate agree to the resolution?

It was determined in the negative.

On motion of Mr. Dewalt,

The following resolution was twice read, viz:

Resolved, That the Judiciary General Committee be instructed to request the postponement of the bill, entitled "An act to regulate and improve the Civil Service of the Commonwealth of Pennsylvania," to instruct the parties who desire a further hearing upon the bill to appear before the Committee no later than Wednesday, March twenty-ninth, next.

On the question,

Will the Senate agree to the resolution,

It was determined in the negative.

On motion of Mr. Grim,

The following resolution was twice read, viz:

Resolved, That the Committee upon Elections be discharged from the further consideration of the bill to provide for the method of conducting the elections within this Commonwealth."

On the question,

Will the Senate agree to the resolution?

It was determined in the negative.

On motion of Mr. Cumings,

The following resolution was twice read, considererd and agreed to, viz:

Resolved (if the House of Representatives concur), that Senate Bill No. 85, entitled "An act providing for the relief of poor persons, regulating their settlements in poor districts, providing a means of enforcing the removal of a poor person to the district of his settlement, the payment for relief furnished to him and the payment of costs thereto and authorizing Courts of Quarter Sessions to compel certain relations to contribute to the relief of poor persons," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

A motion was made by Mr. Keyser,

That the Senate proceed to the consideration of bills on second and first reading in order.

Which was agreed to.

Whereupon,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 145, entitled "An act providing for the annexation of one city in this Commonwealth to another city contiguous thereto and in the same county division into wards, and providing for the indebtedness of same."

The several sections of the bill were separately considered and agreed to,

On the question,

Will the Senate agree to the title?

A motion was made by Mr. Goehring,

To amend the same by striking out all after the word "providing" in the first line and inserting in lieu thereof the following: "That where two cities are contiguous and in the same county the smaller may be annexed to the larger prescribing the method of proceeding and the effect of annexation."

Which was agreed to.

The title as amended was then agreed to,

And said bill having been read at lenghth the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 160, entitled "An act to provide for the control, administration and support of the common school in school districts of the first class."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Scott,

That the foregoing Senate bill, No. 160, be re-committed to the Committee on Education.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 284, entitled "An act making an appropriation for the erection of a suitable monument on Lincoln Park, in the borough of Milton, Northumberland county, to the memory of ex-Governor James Pollock."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 285, entitled "An act making an appropriation to the Easton Hospital, at Easton."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 286, entitled "An act making an appropriation to the Hospital Department of the Hahnemann Medical College and Hospital, of Philadelphia."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 287, entitled "An act to appropriate the sum of five hundred thousand dollars ($500,000), for the deepening and improving of the channel of the Delaware river between the city of Philadelphia and Delaware bay."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

A motion was made by Mr. Scott,

That the foregoing Senate bill, No. 287, be re-committed to the Committee on Appropriations.

Which was agreed to.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 288. "An act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases."

Senate No. 289. "An act making an appropriation to the Bellefonte Hospital."

Senate No. 290 (House No. 184). "An act to provide for a deficiency arising under the provisions of an act approved April two, one thousand nine hundred and three to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane."

Senate No. 291 (House No. 181). "An act to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane, approved June thirtieth, one thousand eight hundred and eighty-three and June twenty-second, one thousand eight hundred and ninety-two and June twenty-sixth, one thousand eight hundred and ninety-five and May twenty-fifth, one thousand eight hundred and ninety-seven, and May tenth, one thousand eight hundred and ninety-nine and making appropriation therefor and providing for an additional appropriation for the care and detention of the chronic insane under the provisions of the act approved June twenty-second, one thousand eight hundred and ninety-one during the two fiscal years beginning June first, one thousand nine hundred and five."

Senate No. 292 (House No. 171). "An act to continue the existence of commissioners for the promotion of uniformity of legislation in the United States provided for in the act of the General Assembly of the Commonwealth of Pennsylvania, approved the twenty-third day of May, Anno Domini one thousand nine hundred and one."

Senate No. 293. "An act making appropriation to the German Hospital of the city of Philadelphia."

Senate No. 294. "An act to provide transportation to and from Vicksburg, Mississippi, at the time of the dedication of the monument of the Pennsylvania regiments and battery of artillery for all surviving soldiers of those organizations which participated in

the siege of Vicksburg, Mississippi, in June and July, one thousand eight hundred and sixty-three and making an appropriation for said transportation and providing for the expenses of the Vicksburg Battlefield Commission, incident to said dedication."

Senate No. 295. "An act making an appropriation to the Easton Home for Friendless Children."

Senate No. 296. "An act making an appropriation to the Home for Aged and Infirm Women at Easton."

Senate No. 297. "An act making an appropriation to the Good Samaritan Hospital of Lebanon."

Senate No. 298. "An act making an appropriation to Saint Luke's Homoeopathic Hospital of Philadelphia."

Senate No. 299. "An act making an appropriation to the Pottsville Hospital."

Senate No. 300. "An act making an appropriation to the Meadville City Hospital."

Senate No. 301. "An act making an appropriation to the Coatesville Hospital."

Senate No. 302. "An act making an appropriation to the DuBois Hospital, of DuBois, Pennsylvania."

Senate No. 303. "An act making an appropriation to the Meadville City Hospital."

Senate No. 304. "An act making an appropriation to the Spencer Hospital."

Senate No. 305 (House No. 152). "An act regulating the age at which calves can be slaughtered for food, and providing a means of tracing to the origin any veal shipped to or from points in this Commonwealth and providing penalties for the enforcement hereof."

Senate No. 306. "An act making an appropriation for the erection of a suitable monument in the old graveyard in the borough of Carlisle, county of Cumberland, to the memory of Molly Pitcher, the heroine of Monmouth."

Senate No. 307. "An act making an appropriation to erect a tablet with the names of the soldiers of the Revolution, the War of One Thousand Eight Hundred and Twelve and One Thousand Eight Hundred and Forty-Six at Middle Springs, Cumberland county, Pennsylvania."

And said bills having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 308, entitled "An act making an appropriation for the Mary M. Parker Hospital, at Sunbury, Pennsylvania."

On the question,

Will the Senate agree to the first and only section of the bill?

A motion was made by Mr. Godcharles,

To amend the same by striking out the word "and" at the beginning of line nine and inserting in lieu thereof the following "Section 2," and by adding to the end of the new section, after the word "hospital" the following: "Provided, however, that no part of the monies appropriated under this section shall be available for the purposes mentioned, until there shall have been filed with the Auditor General a sworn statement of the President and Treasurer of the Mary M. Packer Hospital, that the sum of five thousand dollars has been raised by subscription to be applied to the same uses and purposes as the monies appropriated by this section."

Which was agreed to.

The section as amended was then agreed to.

The title was then agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 229, entitled "An act providing for the erection of a monument and memorial tablets on the Fredericksburg battlefield for certain Pennsylvania regiments that participated in the charge of Moryes' Heights, December thirteenth, one thousand eight hundred and sixty-two, and making an appropriation therefor."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Phillips asked and obtained unanimous consent to amend the same by striking out the word "Humphries" where it occurs in lines one and nine in the preamble, and inserting in lieu thereof the word "Humphrey's," and by striking out the word "Humphries" in section two, line thirty, and inserting in lieu thereof the word "Humphrey."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Mr. Woods (Westmoreland), from the Committee on Judiciary General, to which was committed a bill, entitled "An act amending section nine of an act, approved the fifth day of May, one thousand eight hundred and ninety-nine entitled "An act supplementing and amending an act, entitled 'An act to establish an intermediate court of appeal, regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts, providing for the report of its decisions, the compensation of the judges and other officers, and the practice and costs on appeals from its judgments,' approved June twenty-fourth, Anno Domini one thousand eight hundred and ninety-five,' and increasing the amount to which the judges of the Superior Court shall be entitled to be reimbursed for the sums expended by them each year for the help of stenographers, typewriters or clerks, and regulating the time and manner of such reimbursement."

Reported bill No. 422 without amendment.

Mr. Fox, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to further amend the tenth section of the act approved the sixteenth day of March, Anno Domini one thousand eight hundred and thirty, entitled 'An act to provide for the erection of a house for the employment and support of the poor in the county of Lebanon,' and which was amended by an act approved the third day of February, Anno Domini one thousand eight hundred and seventy, fixing the salary of each of said poor directors."

Reported bill No. 420 without amendment.

Mr. Roberts, from the Committee on Public Roads and Highways, to which was committed a bill entitled "An act to provide for the repair and maintenance or improvement by the proper county, city or borough of turnpikes, heretofore or hereafter appropriated or condemned, or any part thereof, for public use, free of tolls."

Reported bill No. 424 without amendment.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 309. "An act making an appropriation to the Chester County Hospital, at West Chester, Pennsylvania."

Senate No. 310. "An act making an appropriation to the Pittsburg Hospital for Children."

Senate No. 311. "An act making an appropriation to the Titusville City School, at Doylestown."

Senate No. 313. "An act making an appropriation to the Miners' Hospital of Northern Cambria, in the borough of Spangler, in the county of Cambria."

Senate No. 314. "An act making an appropriation to the Pittsburg and Allegheny Free Kindergarten Association."

Senate No. 315. "An act making an appropriation to the Todd Hospital, of Carlisle, Pennsylvania."

Senate No. 316. "An act creating the Department of State Charitable Institutions, providing for the appointment of a commissioner who shall be the head thereof, defining his duties, fixing his compensation, designating the number and salaries of his assistants, and making an appropriation therefor."

Senate No. 317. "An act making an appropriation to the Shenango Valley Hospital, of New Castle, Pennsylvania."

Senate No. 318. "An act making an appropriation to the trustees of the State Hospital for the Insane, at Warren, Pennsylvania."

And said bills having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 319, entitled "An act making an appropriation to the Western Pennsylvania Colored Industrial School."

On the question,

Will the Senate agree to the first and only section of the bill?

A motion was made by Mr. Phillips,

To amend the same by striking out the words "land and buildings" in the last line and inserting in lieu thereof the following: "for the purchase of land and erection of said buildings."

Which was agreed to.

The section as amended was then agreed to.

The title was then agreed to.

And said bills having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 320. "An act making an appropriation to the Commissioners of Valley Forge Park."

Senate No. 321. "An act amending the act, entitled 'An act amending the act, entitled 'An act providing for the acquisition by the State of certain ground at Valley Forge for a public park, and making an appropriation therefor,' approved May thirtieth, eighteen hundred and ninety-three, providing for the acquisition of additional land, and giving authority to the commissioners to deputize officers to maintain police regulations, giving authority to said officers to make arrests, etc., approved March nineteenth, Anno Domini one thousand nine hundred and three, providing for the acquisition of additional land by said Valley Forge Park Commission."

Senate No. 322. "An act making an appropriation to the Medical and Surgical Department of the Western Hospital of Pittsburg."

Senate No. 323. "An act making an appropriation to the Allegheny County Association for the Prevention of Cruelty to Children."

Senate No. 324. "An act making an appropriation to the Saint Joseph's Hospital and Dispensary, of Pittsburg."

Senate No. 325 (House No. 110). "An act granting an annuity to J. H. Pershing."

Senate No. 326 (House No. 193). "An act to provide for the support of the National Guard and Naval Force for the two fiscal years beginning June first, nineteen hundred and five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and five, and for the payment of an annual allowance to officers of the National Guard and Naval Force, and for the payment of increased allowance to organizations of the National Guard and Naval Force for rifle practice purposes."

Senate No. 327. "An act providing for the construction of a fish hatchery auxiliary to the hatchery now located in the city and county of Erie, and making an appropriation therefor."

Senate No. 329. "An act making an appropriation to the Bradford Hospital, of the city of Bradford."

Senate No. 330. "An act making an appropriation to the Phoenixville Hospital, at Phoenixville, Pennsylvania."

Senate No. 331. "An act making an appropriation to the Saint Mary's Hospital, of Philadelphia."

Senate No. 332. "An act making an appropriation to the Mercy Hospital, at Wilkes-Barre."

Senate No. 333. "An act making an appropriation to the Elk County General Hospital, and to assist in the erection of a nurses' home in connection with said hospital."

Senate No. 334. "An act making an appropriation to the Lock Haven Hospital."

Senate No. 335. "An act making an appropriation for the Nason Hospital Association of Roaring Springs."

Senate No. 336. "An act making an appropriation to the Women's Homoeopathic Association of Pennsylvania."

Senate No. 337. "An act making an appropriation to the Eagle Hospital for Consumptives, located at Summit Hill, Carbon county."

Senate No. 338. "An act making an appropriation to the Philadelphia Home for Incurables."

Senate No. 339. "An act entitled an act making an appropriation to the Free Kindergarten and Nursery Association, at Harrisburg, Pennsylvania."

Senate No. 340. "An act making an appropriation to the Charity Hospital, of Pittsburg."

Senate No. 341. "An act entitled an act making an appropriation to the Children's Industrial Home, at Harrisburg, Pennsylvania."

Senate No. 342. "An act making an appropriation to the Conemaugh Valley Memorial Hospital, at the city of Johnstown, Pennsylvania."

Senate No. 343. "An act making an appropriation to the Beaver County General Hospital, of Rochester, Pennsylvania."

Senate No. 344. "An act making an appropriation to the Pennsylvania Sanitorium and Benevolent Association, of the city of Philadelphia."

Senate No. 345. "An act making an appropriation to the Benevolent Association's Home for Children, of Pottsville, Schuylkill county."

Senate No. 346. "An act making an appropriation to the Children's Aid Society, of Pennsylvania."

Senate No. 347. "An act making an appropriation to the Harrisburg Hospital."

Senate No. 348. "An act making an appropriation to the Beaver Valley General Hospital, of Beaver county."

Senate No. 349. "An act making an appropriation to the Adrian Hospital Association, of Jefferson county, Pennsylvania."

Senate No. 350. "An act making an appropriation to the Clearfield Hospital."

Senate No. 351. "An act making an appropriation to the North Pennsylvania General Hospital and Sanitorium, located at Austin, Pennsylvania."

Senate No. 352. "An act making an appropriation to the Monongahela Memorial Hospital Association, of Monongahela city, Pennsylvania."

Senate No. 353. "An act entitled an act making an appropriation to the Home for the Friendless, at Harrisburg, Pennsylvania."

Senate No. 354. "An act making an appropriation to the Wilkes-Barre City Hospital."

Senate No. 355. "An act making an appropriation to the Southwestern Normal School of Pennsylvania, located at California, in the county of Washington, for the two fiscal years beginning June fifth, one thousand nine hundred and five."

Senate No. 356. "An act making an appropriation to the Central State Normal School of Pennsylvania, located at Lock Haven, in the county of Clinton, for the two fiscal years beginning June first, one thousand nine hundred and five."

Senate No. 357. "An act making an appropriation to the Altoona Hospital."

Senate No. 358. "An act making an appropriation to the Philadelphia Lying-in Charity Hospital."

Senate No. 359. "An act making an appropriation to Rush Hospital for Consumption and Allied Diseases, at Philadelphia."

Senate No. 360. "An act making an appropriation to Saint John's General Hospital, of Allegheny city."

Senate No. 361. "An act making an appropriation to the Wills Eye Hospital, of Philadelphia."

Senate No. 362. "An act making an appropriation to the Sylvan Heights Home for Orphan Girls, in the city of Harrisburg."

Senate No. 363. "An act making an appropriation to the Messiah Home Orphanage, of the city of Harrisburg, Pennsylvania."

Senate No. 364. "An act making an appropriation to the Johnstown City Hospital, of Johnstown, Pennsylvania."

Senate No. 365 (House No. 201). "An act to amend section one of an act, entitled 'An act to furnish metal markers for graves of soldiers and sailors.'"

Senate No. 366. "An act making an appropriation to the McKeesport Hospital, of McKeesport, Pennsylvania."

Senate No. 367. "An act making an appropriation to the trustees of Saint Joseph's Hospital, in the city of Reading."

Senate No. 368. "An act making an appropriation to the Homoeopathic Medical and Surgical Hospital, of Reading."

Senate No. 369. "An act making an appropriation to the Reading Hospital, in the city of Reading, Pennsylvania."

Senate No. 370. "An act making an appropriation to the Lewistown Hospital, of Lewistown."

Senate No. 371. "An act entitled an act making an appropriation to the Allentown Hospital Association, at Allentown, Pennsylvania."

Senate No. 372. "An act entitled an act making an appropriation to the Saint Luke's Hospital, of South Bethlehem, Lehigh county, Pennsylvania."

Senate No. 373. "An act making an appropriation to the Home for Friendless Children, in the city of Reading, Pennsylvania."

Senate No. 374. "An act entitled an act making an appropriation to the Children's Home, of South Bethlehem, Pennsylvania."

Senate No. 375. "An act making an appropriation to the Topographic and Geological Survey of the State in co-operation with the United States Geological Survey."

Senate No. 376. "An act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny county, Pennsylvania."

Senate No. 377 (House No. 14). "An act to fix the number and salaries of officers, clerks and employes in the State Treasury."

Senate No. 378 (House No. 136). "An act fixing the salary of the Deputy Commissioner of Banking."

And said bills having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 379 (House No. 180), entitled "An act to provide for the selection of sites and the erection of two State institutions for the treatment of incipient tuberculosis, and for the protection of the citizens of Pennsylvania, to be located within the limits of the State Forestry Reservation, one in Franklin county, this Commonwealth, and the second in the western portion of the State, and for the creation of a board of trustees to have charge of the same, defining their powers and duties, and making the necessary appropriations therefor."

On the question,

Will the Senate agree to the first section?

A motion was made by Mr. Brown,

To amend the same by striking out the words "Franklin County" in line nine and inserting in lieu thereof the words "the South Mountain Reservation."

Which was agreed to.

The section as amended was then agreed to.

On the question,

Will the Senate agree to the second section?

A motion was made by Mr. Brown,

To amend the same by striking out the words "Franklin County" in line three and inserting in lieu therof the words "the South Mountain Reservation."

Which was agreed to.

The section as amended was then agreed to.

The sections of the bill from the third to the sixth, inclusive, were then separately considered and agreed to.

On the question,

Will the Senate agree to the seventh section?

A motion was made by Mr. Brown,

To amend the same by striking out the word "three" in line three and inserting in lieu thereof the word "one."

Which was agreed to,

The section as amended was then agreed to.

On the question,

The eighth section was then agreed to.

Will the Senate agree to the ninth section?

A motion was made by Mr. Brown,

To amend the same by striking out the word "less" in line three and inserting in lieu thereof the word "more"; by striking out the words "nor more" at the end of line three and the words "than one thousand acres" at the beginning of line four; by striking out the word "three" in line eleven and inserting in lieu thereof the word "four"; and by striking out the word "three" in line thirteen and inserting in lieu thereof the word "four".

Which was agreed to.

The section as amended was then agreed to.

The remaining sections of the bill were then separately considered and agreed to.

On the question,

Will the Senate agree to the title?

A motion was made by Mr. Brown,

To amend the same by striking out the words "Franklin County" in the fifth line from the last and inserting in lieu thereof the words "the South Moutain Reservation."

Which was agreed to.

The title as amended was then agreed to.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 380. "An act to amend clause one of section thirty-three of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and allowing telegraph and telephone lines to be constructed, also in subways under the public roads, streets, lanes and highways of this State."

Senate No. 381 (House No. 229). "An act to amend section three of a supplement to an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, providing for the merger and consolidation of certain corporations approved the twenty-ninth day of May, one thousand nine hundred and one, and requiring the filing of all reports required by the Auditor General, and the payment of all taxes due the Common-

wealth of Pennsylvania by corporations before merger or consolidation."

Senate No. 382 (House No. 226). "An act amending the third section of a supplement to an act, entitled 'An act to provide for the corporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, 'providing for the improvement, amendment and alteration of the charters of corporations of the second class and authorizing the incorporation of traction motor companies,' approved the thirteenth day of June, Anno Domini, one thousand eight hundred and eighty-three, requiring corporations to file a certificate with the Governor of the Commonwealth, setting forth that all reports required by the Auditor General of the Commonwealth have been duly filed and that all taxes due the Commonwealth have been paid before the improvement amendment or alteration of the charter of any corporation."

Senate No. 383. "An act to amend an act, entitled 'An act to amend an act, entitled 'An act authorizing companies incorporaed under the laws of any other State of the United States for the manufacture of any form of iron, steel or glass to erect and maintain buildings and manufacturing establishments and to take, have and hold real estate necessary and proper for manufacturing purposes,' approved the ninth day of June, Anno Domini, one thousand eight hundred and eighty-one, extending the same to companies formed for the purpose of quarrying slate, granite, stone or rocks, or for dressing, polishing, working or manufacturing the same or any of them and to mineral springs companies incorporated for the purpose of bottling and selling natural spring water,' approved the sixteenth day of June, Anno Domini, one thousand eight hundred and ninety-three, exteding the same to companies incorporated for the purpose of purchasing, bottling, handling and shipping milk and cream and of purchasing, bottling, handling and shipping cheese and other dairy products."

Senate No.385. "An act to amend section three of an act, entitled 'An act to carry into effect section five of article fourteenth of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants,' approved the thirty-first day of March, Anno Domini, one thousand eight hundred and seventy-six.

Senate No. 386 (House No. 192). "An act to amend an act of Assembly to annex sub-district number one of Donegal township in the county of Washington to borough of Claysville, Pennsylvania, for school purposes."

Senate No. 387 (House No. 224). "An act authorizing W. C. Wolf, a citizen of Cambria county, Pennsylvania to bring suit in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

Senate No. 388. "An act to regulate hawking, peddling and vending in townships of the first class, empowering the commissioners

thereof to grant licenses therefor and to fix by ordinance the amount to be paid for such license and authorizing and imposing fines, penalties and punishments for violations thereof."

Senate No. 389. "An act to authorize the defendant in any cause to offer testimony after a motion to direct a verdict for the defendant has been made and denied."

Senate No. 390 (House No. 194). "An act to provide for and authorizing the appointment of a stenographer in cases of inquest in the several counties of this Commonwealth and regulating the duties and fees of same."

Senate No. 391 (House No. 172). "An act to regulate the transfer of funds from executors and administrators in this Commonwealth to foreign executors and administrators.

Senate No. 392. "An act to provide for the punishment of persons responsible for or contributing to the delinquency of children."

Senate No. 393. "An act to amend an act aproved the eleventh day of April, Anno Domini, one thousand eight hundred and seventy-nine, entitled 'An act to rovide for the appointment of trustees durante absentia and defining the powers and duties of the same,' providing for the support of minor children of absentees out of the absentee's estate."

Senate No. 394. "An act for the protection and care of certain persons unable to take care of their own property by reason of paralysis."

Senate No. 395 "A supplement to an act approved the twenty third day of April, one thousand nine hundred and three, to provide for the valuation of real estate for taxation in the townships of the first class and fixing the compensation of assessors in such townships."

Senate No. 396 "An act to cure defects in petitions and bonds for sale of liquors at retail and wholesale filed in the courts of quarter sessions in the several counties of this Commonwealth and upon which licenses have been granted."

Senate No. 397. "An act to authorize the employment of additional employes by the Adjutant General.

Senate No. 398. "An act to provide for the licensing and regulating of dispensaries by the State Board of Charities and making it a misdemeanor for any person to obtain medical or surgical treatment on false representation from any dispensary licensed under the provisions of this act."

Senate No. 403 (House No. 191). "An act providing for necessary medical attention to needy persons who may be in danger of suffering from hydrophobia."

Senate No. 405 (House No. 165). "An act to amend the first section of an act, entitled 'An act authorizing the county commis-

sioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons or built by public subscriptions over any stream or river forming the boundary between two counties where the same have been destroyed by ice, flood or otherwise at any time or which have been or may be abandoned by the owners thereof and rebuilt on another site and which were previously used exclusively for vehicles and foot purposes and providing for the cost of reconstructing the same,' approved the sixth day of May, Anno Domini, one thousand eight hundred and ninety-seven, providing that such bridges shall be built by the county commissioners jointly with the Board of Public Grounds and Buildings of the Commonwealth of Pennsylvania, that the cost thereof shall be paid one-half by the Commonwealth of Pennsylvania and one-half by the counties and declaring the manner of ascertaining compensation for the taking or impairment of the rights and franchises of the owners of former bridges."

Senate No. 406 (House No. 197). "An act requiring county commissioners to repair all county bridges and to pay the expense of such repairs out of the county treasury."

Senae No. 407. "An act authorizing vacation of public highways at grade crossings over railroads and the opening of undergrade or overgrade crossings in lieu thereof by the court of quarted sessions."

Senate No. 408 (House No. 153). "An act to prohibit the use of any adulteration or imitation of dairy products in any charitable or penal institution being supplementary to an act, entitled 'An act for the protection of the public health and to prevent adulteration of dairy products and fraud in the sale thereof,' approved May twenty-first, Anno Domini, one thousand eight hundred and eighty-five, and to prescribe penalties and punishment for violation and the means the method of procedure for the enforcement thereof."

Senate No. 409 "An act regulating procedure in actions to enforce payment or other remedy upon bonds, mortgages, single bills or confessed judgments where the money involved is subject to State tax."

Senate No. 410 (House No. 133). "An act to provide for notice in the recovery of possession of premises by a landlord in all cases where the tenant holds for a term less than one year, either by license or lease for an indeterminate time."

Senate No. 411. "An act to provide for the transfer to the State Librarian of certain public documents now in the possession or that may herafter come into the possession of the Secretary of the Commonwealth for sale and distribution."

Senate No. 412 (House No. 207). "An act providing a fixed charge on lands acquired by the State for forestry reserves and the distribution of revenue so derived for school and road purposes."

And said bills having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of bills numbered and entitled as follows, viz:

Senate No. 413, "An act to appropriate the sum of two hundred thousand dollars for the encouragement and support of township high schools."

Senate No. 414. "An act amending an act approved the twentieth day of June, one thousand nine hundred and one, entitled an act amending and supplementing an act entitled, et cetera, 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini, one thousand nine hundred and one, in the following particulars, to wit, amending article twelve section one regulating the appointment and election of officers other than the city recorder and mayor and providing for the election of city treasurer and the board of assessors by a vote of the people."

Senate No. 415. "An act fixing the representation in select and common councils in cities of the second class and the terms of the members of said councils."

Senate No. 416. "An act to amend section one of an act. entitled 'An act for the annexation of any city, borough, township or part of a township to a contiguous city, and providing for the indebtedness of the same,' approved the twenty-eighth day of April, Anno Domini, one thousand nine hundred and three, providing for percentage of petitioners."

Senate No. 417, "An act to authorize railroad companies of this Commonwealth in order to secure an adequate supply of water for their corporate purposes to acquire, hold, dispose of and guarantee the stock and securities of water companies."

Senate No. 418. "An act providing for the determination by the court of common pleas of the proper county of all disputes as to the reasonableness of the amount of license fees between municipal corporations and telegraph, telephone or light or power companies."

Senate No. 419 "An act relating to automobiles or motor vehicles regulating the speed limit upon the streets and public highways of this Commonwealth, providing for the licensing of the operators thereof by the highway department and fixing the amount of said license, regulating the service of process and of proceedings in actions for damages arising therefrom and prescribing the penalties for the violation of the provisions of the same."

And said bills having been read at length the first time,

Ordered, To be laid aside for a second reading.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 38, entitled "An act to amend the first section of an act approved the eleventh day of April, Anno Domini, one thousand eight hundred

and seventy-nine, entitled 'An act to provide for he appointment of trustees durantia absentia and defining the powers and duties of the same,' providing for the appointment of a trustee of the estate of any absenteee who has been a resident of this Commonwealth or of any other state, territory or foreign country who has left either real or personal estate or both in this Commonwealth," which has been recalled from the Governor for the purpose of amendment and amended in the Senate.

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Crawford, Cumings, Danner, Dewalt, Fox, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye" the puestion was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 44, entitled "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini, one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass, of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same and of the time and place of their meeting."

Which was recalled from the Governor for the purpose of amend ment and amended in the Senate.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—33.

NAYS.

None.

A majority of all the Senators having voted "yea," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

The Senate resumed the consideration of Senate bill No. 28, entitled "An act for the appointment and maintenance of a board to be known as the Armory Board of the State of Pennsylvania, and for the payment of its expenses, and for providing, managing and caring for armories for the use of the National Guard of Pennsylvania throughout the Commonwealth of Pennsylvania, and making an appropriation for the same, authorizing the State Armory Board to receive from counties, cities, municipalities and other sources donations or contributions for the purpose of this act."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed, as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, Wilbert, Zern and Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 185, entitled "A supplement to an act, entitled 'An act relating to the granting of letters of administration upon the estates of persons presumed to be dead by reason of long absence from their former domicile,' approved June twenty-fourth, one thousand eight hundred and eighty-five, providing for the probate of a will of a person whose death by presumption has been established, and for the attachment of such will to letters of administration granted in the case."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed, as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McNichol, McPherson, Phillips, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Zern and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 205, entitled "An act to amend the second section of an act, entitled 'An act regulating the sale of concentrated commercial feeding stuffs, defining concentrated feeding stuffs, prohibiting their adulteration, providing for the collection of samples, the expenses of the enforcement of the law, and fixing penalties for its violation,' approved the twenty-fifth day of April, Anno Domini one

thousand nine hundred and one, so as to extend the application of the term commercial feeding stuffs."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed, as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Zern and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading an consideration of Senate bill No. 51, entitled "An act to authorize the purchase of historical works relative to the service of Pennsylvania volunteers during the late Civil War."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading an consideration of Senate bill No. 52, entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stevens Industrial Reform School of Pennsylvania, in which school provisions shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming, and other requisite branches."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Hill, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading an consideration of Senate bill No. 53, entitled "An act entitled an act making an appropriation for the expenses required by an act, entitled 'An act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers, sailors and marines, and the destitute children of permanently disabled soldiers, sailors and marines of the State,' approved May twenty-fifth, one thousand eight hundred and eighty-nine, also making an appro-

priation to carry out the provisions of an act to provide for the erucation and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan Industrial School and the Soldiers' Orphan Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading an consideration of Senate bill No. 106, entitled "An act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home, at Erie, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman,

Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On motion of Mr. Roberts,

The Senate proceeded to the third reading an consideration of Senate bill No. 277 (House No. 212), entitled "An act for the purpose of securing better police protection for the rural districts of this Commonwealth, the creation and incorporation of police dis tricts, and the establishment of rural police."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading an consideration of Senate bill No. 107, entitled "An act making an appropriation to the trustees of the State Asylum for the Chronic Insane of Pennsylvania, at South Mountain."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

The title of the following bills which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore, in the presence of the Senate, signed the same, viz:

Senate No. 31. "An act to amend section one of an act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved May sixth, Anno Domini one thousand eight hundred and eighty-seven, so as to include among the person taking an estate or any part thereof to whom the act does not apply the children of a deceased husband or wife in whom the estate formerly vested."

Senate No. 63. "An act providing for the payment of the expenses of maintaining prisoners committed to the county prisons for nonpayment of fines or penalties imposed for the violation of city or borough ordinances or ordinances of townships of the first class by the city, borough or township of the first class to which such fines are payable."

Senate No. 102. "An act to provide for the extension of the State Library, and for the organization of a museum to contain historical and archeological material and objects illustrating the flora and fauna of Pennsylvania."

Sente No. 109. "An act relative to the sale in bulk of the whole or a large part of a stock of merchandise and fixtures or merchandise or fixtures not in the ordinary course of business, providing certain requirements therefor, imposing certain duties upon the seller, and making their violation a misdemeanor."

Senate No. 128. "An act amending section two of an act, entitled a supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two percentum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth, providing for the extension of the provisions of this act to townships of the first class."

Senate No. 141. "An act authorizing Mrs. E. L. King, administratrix of the estate of Edgar L. King, deceased, to bring an action in the court of common pleas of Dauphin county against the Commonwealth of Pennsylvania."

Senate No. 153. "An act to prohibit the selling, shipping, consigning, offering for sale, exposing for sale, or having in possession with intent to sell as fresh any meat, poultry, game fish or shell fish which contains any substance or article possessing a preservative or coloring character or action, making the same a misdemeanor, and to prescribe penalties and punishment for violations and the means and the methods of procedure for the enforcement thereof."

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 110, entitled "An act making an appropriation to the Pennsylvania Training School for Feeble-minded Children at Elwyn, Delaware county, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows,viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 111, entitled "An act making an appropriation to the Commission for the selection of a site and the erection of a State institution for the feeble-minded and epileptic to be called the Eastern Pennsylvania State Institution for the Feeble-minded and Epiletic."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows,viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 113, entitled "An act making an appropriation to the commission for the selection of a site and the erection of a State hospital for the treatment of the insane under homeopathic management to be called the Homoeopathic State Hospital for the Insane."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows,viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, De-

walt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McConkey, McNichol, McPherson, Phillips, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—38.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 116, entitled "An act to provide for the current expenses of the State Board of Health for the two fiscal years commencing the first day of June, one thousand nine hundred and five."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows,viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Freeland, Gerberich, Godcharles, Goehring ,Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, McConkey, McNichol, McPherson, Phillips, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 117, entitled "An act making an appropriation to the trustees of the State Hospital for Injured Persons of the Anthracite Regions of Pennsylvania, at Fountain Springs, near Ashland, Schuylkill county, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows,viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman Stober, Thomas, Thomson, Vare, Wilbert, Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

A motion was made by Mr. Scott,

That the Senate do now adjourn,

Which was agreed to.

Whereupon,

The President pro tempore adjourned the Senate until tomorrow morning at ten o'clock.

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TUESDAY, MARCH 28, 1905.

The President pro tempore in the Chair.

Mr. Woods (Allegheny), asked and obtained leave of absence for Mr. McNees on account of illness.

Mr. Miller asked and obtained leave of absence for Mr. Edmiston.

Mr. White presented sundry petitions of voters of Washington county in favor of the passage of the Berry Local Option Law.

Which was referred to the Committee on Law and Order.

Mr. Calpin presented a memorial of the Pennsylvania Society of

Sons of the Revolution, praying for an appropriation toward the erection of a monument to the memory of General Anthony Wayne.

Which was referred to the Committee on Appropriations.

Mr. Goehring presented a petition of the faculty and senior and junior classes of Swarthmore College, in favor of the passage of a Civil Service Law.

Which was referred to the Committee on Judiciary General.

Mr. Heidelbaugh, from the Committee on Education, to which was recommitted a bill, entitled "An act to provide for the control, administration and support of the common schools in school districts of the first class,"

Re-reported bill No. 160 without amendment.

Mr. Shepard, from the Committee on Judiciary General, to which was committed a bill, entitled "An act amending the third section of the act, entitled 'An act to provide for the registration of labels, trade marks, trade names, stamps, designs, devices, shopmarks, terms, brands, designations, descriptions or forms of advertisement, and protect and secure the rights, property and interest therein of the persons, co-partnerships or corporations adopting and filing the same, and providing penalties for the violations of the act,' approved the twentieth day of June, Anno Domini one thousand nine hundred and one, so as to further protect and secure the rights, property and interest of persons, corporations or co-partnerships, adopting and registering said labels, trade marks, trade names, stamps, designs, devices, shopmarks, terms, brands, designations, descriptions or forms of advertisement."

Reported Senate bill No. 425 (House No. 251) without amendment.

Mr. Woods (Westmoreland), from the Committee on Judiciary General, to which was committed a bill, entitled "An act requiring each person and corporation acting or empowered to act as depository for receiver or other office of any court of the Commonwealth, or as trustee, guardian, executor, administrator, or in any other fiduciary capacity to report annually to the Auditor General the character and amount of any property, real or personal, held by him or it in such capacity, of which the rightful owner has been unknown for a period of seven years, and still remains unknown, or for which no demand has been made for a period of seven years, together with particulars of such property, and making failure to do so a misdemeanor."

Reported Senate bill No. 426 (House No. 253) without amendment.

Mr. Scott, from the same committee, to which was re-committed a bill, entitled "An act relating to deeds and the validity, record and effect thereof,"

Re-reported bill No. 203 with amendment.

Mr. McPherson, from the same committee, to which was committed a bill, entitled "An act to create and establish a State Board of Conciliation for the adjustment of differences between employers of labor and their employes, prescribing its duties and making an appropriation therefor."

Reported bill No. 427 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act relating to mortgages and the validity, record and effect thereof."

Re-reported bill No. 199 with amendment.

Mr. Freeland, from the same committee, to which was committed a bill, entitled "An act to amend the ninth clause of the seventh section of an act, approved the twenty-eighth day of April, Anno Domini, one thousand eight hundred and ninety-nine, entitled 'An act to provide for the classification of the townships of the Commonwealth, with respect to their population, into two classes, and to prescribe the form of government for townships of each class."

Reported bill No. 428 with amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to amend an act, entitled 'An act relating to execution,' approved June sixteenth, eighteen hundred and thirty-six, amending sections one hundred and six and one hundred and seven of said act by providing that proceedings to obtain possession of land sold on execution shall take place before one justice of the peace, alderman or magistrate and a jury of six men instead of before two justices of the peace or aldermen and a jury of twelve men as provided by said act and fixing the time for the hearing in such proceedings."

Reported Senate bill No. 429 (House No. 118) without amendment.

Mr. Grim, from the same committee, to which was committed a bill,entitled "An act requiring plaintiffs in judgments obtained before justices of the peace and aldermen against boroughs, townships and school districts to file in the office of the prothonotary of the proper county certificates giving the particulars of such judgments, directing the prothonotaries to keep a record of such certificates, providing for the payment by such municipalities of the prothonotary's fee for such service, and prohibiting in case of non-compliance with such provisions, the subsequent filing of any transcript of said judgment in the office of prothonotary, and the use of the magistrate's record or transcript thereof as evidence to enforce or collect said judgment."

Reported bill No. 430 without amendment.

Mr. Crawford, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act to amend an act, entitled

'An act to define and suppress vagrancy,' approved May eighth, one thousand eight hundred and seventy-six."

Reported Senate bill No. 431 (House No. 177) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act authorizing policemen to hold and exercise the office of constables."

Reported Senate bill No. 432 (House No. 232) without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to repeal an act, entitled 'An act to confer the chartered rights and privileges of the borough of East Birmingham in the county of Allegheny to the borough of Millvale in the same county,' approved the eighteenth day of March, Anno Domini, one thousand eight hundred and sixty-nine."

Reported Senate bill No. 433 (House No. 250) without amendment.

Mr. Dewalt, from the came committee, to which was committed a bill, entitled "An act to amend an act, entitled 'An act amending section seventh of an act, entitled 'An act relating to certain duties and rights of husband and wife, and parents and children,' approved the fourth day of May, Anno Domini, one thousand eight hundred and fifty-five, providing that married men or women, in case of drunkenness or profligacy of husbands or wives, may consent to the adoption of their children."

Reported bill No. 434 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act providing a penalty for making usurious loans."

Reported bill No. 435 without amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to regulate the fee of court criers and tipstaves of the courts in judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants."

Reported bill No. 436 without amendment.

Mr. Thomas, from the Committee on Pensions and Gratuities, to which was committed a bill, entitled "An act granting a pension to Charles H. Knox, of Philadelphia county, Pennsylvania, late of Independent Regiment, Pennsylvania Volunteer Cavalry, 'Emergency men of one thousand eight hundred and sixty-three.'"

Reported Senate bill No. 437 (House No. 244) without amendment.

Mr. Fisher, from the Committee on Judiciary General, to which was re-committed a bill, entitled "An act authorizing the Attorney

General to retain and employ attorneys to represent the Commonwealth in criminal proceedings in the various courts of oyer and terminer, general jail delivery and quarter sessions, if requested to do so by the President Judge of the district having jurisdiction thereof, providing for the compensation of such attorneys and defining their duties and powers."

Re-reported bill No. 23 with amendment.

Mr. Scott, from the Committee on Appropriations, to which was re-committed a bill, entitled "An act to appropriate the sum of three hundred and seventy-five thousand dollars ($375,000) for the deepening and improving of the channel of the Delaware river between the city of Philadelphia and Delaware bay."

Re-reported bill No. 287 with amendment.

Mr. Goehring, from the Committee on Judiciary General, to which was re-committed a bill, entitled "An act relating to sheriffs' and coroners' deeds,"

Re-reported bill No. 207 with amendment.

He also, from the same committee, to which was committed a bill, entitled "An act to empower any taxpayer of any township, borough or school district, upon providing for costs, to appeal in behalf of such municipality to the court of common pleas of the proper county from the judgment of any justice of the peace or alderman against such municipality, and to become a party to such suit."

Reported bill No. 438 without amendment.

Mr. Matson, from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act authorizing the recording by the city clerk or chief clerk of the select or common council of the cities and boroughs of this Commonwealth within thirty days from the date of the passage of this act of all ordinances required by law to be recorded within a certain time in the ordinance book of such cities or boroughs kept for the purpose, and which have not been recorded within such time, and making valid all ordinances so recorded, and which are now valid by reason of the failure so to record, and also making invalid and ratifying all contracts and obligations heretofore made or given under such ordinance or ordinances, and also all contracts and obligations heretofore or hereafter made under the authority thereof after recording as provided in this act,"

Reported Senate bill No. 439 (House No. 93) without amendment.

Mr. Brown, from the Committee on Insurance, to which was committed a bill, entitled "An act to amend the second section of an act, approved the fourth day of February, Anno Domini one thousand eight hundred and seventy, entitled 'An act to prevent the

issue of unauthorized policies of insurance,' extending the privilege thereof to certain unincorporated associations of other States."

Reported bill No. 440 without amendment.

On leave granted,

Mr. Thomas read in his place and presented to the Chair a bill, entitled "An act regulating the time for the payment of retail liquor license fees in this Commonwealth,"

Which was committed to the Committee on Judiciary Special

The Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate, as follows, viz.:

In the State Senate,

Resolved (if the House of Representatives concur), That Senate bill No. 85, entited "An act providing for the relief of poor persons, regulating their settlement in poor districts, providing a means of enforcement, the removal of a poor person to the district of his settlement, the payment for relief furnished to him and the payment of costs thereto, and authorizing courts of quarter sessions to compel certain relations to contribute to the relief of poor persons," be recalled from the Governor for the purpose of amendment.

He also presented the following extract from the Journal of the House, which was read as follows, viz.:

In the House of Representatives, March 27, 1905.

Resolved (if the Senate concur), That House bill No. 108, file folio No. 495, entitled "An act to amend section thirty-five of an act, entitled 'An act for the regulation and continuance of a system of education by common schools,' approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four," be recalled from the Governor for the purpose of amendment."

The foregoing resolution having been read, considered and concurred in,

Ordered, That the Clerk inform the House of Representatives accordingly.

He also presented the following extract from the Journal of the House, which was read as follows, viz.:

In the House of Representatives,
March 27, 1905.

Resolved (if the Senate concur), That House bill No. 186, file folio No. 889, entitled "An act to regulate the service of warrants in criminal cases in this Commonwealth by deputy constables, and pro-

viding a penalty for a violation thereof,' be returned to the House of Representatives by the Senate.

The foregoing resolution having been read, considered and concurred in,

Ordered, That the Clerk inform the House of Representatives accordingly, and that the Clerk return said bill to the House of Representatives.

He also informed that the House insists upon its amendments non-concurred in by the Senate to bill numbered and entitled as follows, viz:

Senate No. 154. "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner and staff of assistants, and defining the powers and duties thereof; authorizing the State Highway Department to co-operate with the several counties and townships and with boroughs in certain instances in the improvement of the public highways and the maintenance of improved highways; providing for the application of counties and townships for State aid in highway improvement and maintenance; providing for the payment of the cost of highway improvements made under the provisions of this act by the State, the counties and the townships, and making an appropriation for this purpose."

And has appointed Messrs. McLane, Wayne and Hunter to confer with a similar committee of the Senate (if the Senate shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Whereupon,

A motion was made by Mr. Roberts,

That the Senate insist upon its non-concurrence in the amendments made to the foregoing bill by the House of Representatives, and appoint a committee of conference to confer with a similar committee of the House of Representatives (already appointed), to consider the differences existing between the two Houses in relation to said bill.

Which was agreed to.

Ordered, That Messrs. Roberts, Godcharles and Calpin be said committee on the part of the Senate, and that the Clerk inform the House of Representatives accordingly.

Agreeably to order,

The Senate resumed the consideration of Senate bill No. 229, entitled "An act providing for the erection of a monument and memorial tablet on the Fredericksburg battlefield for certain Pennsylvania regiments that participated in the charge of Marye's Heights, December thirteenth, one thousand eight hundred and sixty-two, and making appropriation therefor."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Freeland, Gerberich, Godcharles, Goehring, Gransback, Girm, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—41.

NAYS.

None.

A majority of al lthe Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 6, entitled "An act creating a Department of Health and defining its powers and duties."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Fisher, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Keyser, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—28.

NAYS.

Messrs. Calpin, Danner, Dewalt, Freeland, Grim, Hall, Herbst, Hill, Irvin, Manbeck, Stewart and Zern—12.

A majority of al lthe Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 72, entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits, requiring prompt returns to the central bureau of vital statistics at the Capitol of the State as required to be established by the State Board of Health and to insure the "thorough organization and efficiency of the registration of vital statistics throughout the State,' as provided in section seven of 'An act to establish a State Board of Health for the better protection of life and health and to prevent the spread of contagious and infectious diseases in this Commonwealth,' approved June third, eighteen hundred and eighty-five, and making an appropriation for establishing and maintaining such a bureau and providing certain penalties."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Dewalt, Fisher, Fox, Godcharles, Goehring, Gransback, Hackett, Hedelbaugh, Keyser, Matson, McConkey, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempport—29.

NAYS.

Messrs. Danner, Freeland, Grim, Hall, Herbst, Hill and Zern—7.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 74, entitled "An act for the preservation of the purity of the waters of the State."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Heidelbaugh, Keyser, Matson, McConkey, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—28.

NAYS.

Messrs. Cumings, Danner, Dewalt, Freeland, Grim, Hall, Herbst, Hill, Irvin, Manbeck, McPherson, Thomson and Zern—13.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

The Clerk of the House of Representatives, being introduced, informed that the House of Representatives has concurred in the resolution from the Senate as follows, viz:

Resolved (if the House of Representatives concur), That there be printed three thousand five hundred (3,500) copies of the address of Governor Samuel W. Pennypacker, delivered at the memorial services held in the hall of the House of Representatives, March 22, 1905, one thousand (1,000) copies for the use of the Senate, two thousand (2,000) copies for the use of the House, and five hundred (500) copies for the use of the Executive Department.

He also presented the following extract from the Journal of the House, which was read as follows, viz:

In the House of Representatives, March 23, 1905.

Resolved (if the Senate concur), That five thousand copies of the proceedings of the memorial services held in honor of the late Honorable Matthew Stanley Quay be printed and bound in cloth,

two thousand copies for the use of the Senate, and three thousand copies for the use of the House of Representatives.

The foregoing resolution having been read.

On the question,

Will the Senate concur in the same?

A motion was made by Mr. Keyser,

To amend the same by inserting, after the word "thousand," in the first line, the words "five hundred," and by adding to the end of the resolution the words "and five hundred copies for the use of the Executive Department."

Which was agreed to.

The resolution as amended was then agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

He also informed that the House has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House bill, numbered and entitled as follows, viz:

House No. 113. "An act to amend an act, entitled 'An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions and regulating such proceedings,' approved the eleventh day of May, Anno Domini one thousand nine hundred and one, by providing that those townships having a population of at least three hundred to the square mile shall be townships of the first class."

He also informed that the House insists upon its amendments, non-concurred in by the Senate, to bill numbered and entitled as follows, viz:

Senate No. 91. "An act to validate certain elections upon the question of increasing the indebtedness of counties, cities, boroughs, townships, school districts or other incorporated districts or municipalities of this Commonwealth, all bonds issued or to be issued pursuant to such elections and the indebtedness represented by such bonds since the twenty-ninth day of April, Anno Domini one thousand nine hundred and three."

And has appointed Messrs. Rex, Edlis and Stradling to confer with a similar committee of the Senate (if the Senate shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Whereupon,

A motion was made by Mr. Roberts,

That the Senate insist upon its non-concurrence in the amendments made to the foregoing bill by the House of Representatives, and appoint a committee of conference to confer with a similar committee of the House of Representatives (already appointed) to consider the differences existing between the two Houses in relation to said bill.

Which was agreed to.

Ordered, That Messrs. Roberts, Scott and Grim be said committee on the part of the Senate, and that the Clerk inform the House of Representatives accordingly.

He also informed that the House has concurred in Senate amendments to bill numbered and entitled as follows, viz:

House No. 55. "An act to provide for the protection of trees, shrubs, vines and plants against destructive insects and diseases, providing for the enforcement of this act, the expenses connected therewith and fixing penalties for its violation."

He also informed that the House has concurred in Senate amendments to bill numbered and entitled as follows, viz:

House No. 146. "An act to amend an act, entitled 'An act to establish the State Live Stock Sanitary Board of Pennsylvania and to provide for the control and suppression of dangerous, contagious or infectious diseases of domestic animals,' approved the twenty-first day of May, Anno Domini one thousand eight hundred and ninety-five."

He also informed that the House has concurred in Senate amendments to bill numbered and entitled as follows, viz:

House No. 149. "An act to further define the duties and powers of the State Live Stock Sanitary Board, to prevent the spread of dangerous, contagious or infectious diseases among domestic animals; to require reports to be made of the existence of such diseases; to limit the appraisements and payments for animals that it may be necessary to destroy; to prevent the spread of disease; to protect milk supplies from contamination; to authorize corporations with local boards of health, and to prescribe penalties for the violation of the provisions hereof."

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 38. "An act to amend the first section of an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia and defining the powers and duties of the same; providing for the appointment of a trustee of

the estate of any absentee who has been a resident of this Commonwealth or of any other State, Territory or foreign country who has left either real or personal estate or both in this Commonwealth."

Said bill having been recalled from the Governor for amendment, and amended in the Senate.

With information that the House of Representatives has passed the same without amendment.

He also returned bill from the Senate numbered and entitled as follows, viz:

Senate No. 44. "An act to amend section one of an act, entitled 'An act requiring written notice to be served upon supervisors of the proposed opening and construction of new roads for public use and of views, reviews and re-reviews in connection with such proposed new roads,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same, and of the time and place of their meetings."

Said bill having been recalled from the Governor for amendment, and amended in the Senate.

With information that the House of Representatives has passed the same without amendment.

The title of the following bill, which had passed both Houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore, in presence of the Senate, signed the same, viz:

House No. 2. "An act to amend section forty-four of the act of Assembly of this Commonwealth, entitled 'An act relating to the commencement of actions,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, so as to make all the provisions of said act apply to certain actions ex delicto as well as to all actions ex contractu."

House No. 32. "An act to repeal sections six and seven of an act, entitled 'An act relating to roads and bridges in Washington county,' approved the thirteenth day of March, one thousand eight hundred and fifty-nine, as extended to Lycoming county by an act, entitled 'An act relating to roads and bridges in Washington county extended to Lycoming county and Indiana county,' approved the twelfth day of March, one thousand eight hundred and sixty, so far as the same relates to Lycoming county, and to revise and extend to Lycoming county the provisions of an act, entitled 'An act supplementary to an act, entitled 'An act relating to roads, highways and bridges,' ' approved the thirteenth day of April, one thousand eight hundred and forty-three, so as to make it the duty of the county commissioners of Lycoming county to keep in repair at the expense of the county all bridges erected by said county."

House No. 71. "An act to provide for an additional law judge of the several courts of the Forty-seventh Judicial district, composed of the county of Cambria."

House No. 75. "An act to repeal an act, entitled 'An act relating to the roads of Birmingham township, Chester county,' approved the ninth day of April, Anno Domini one thousand eight hundred and seventy-two."

House No. 76. "An act relating to the granting of titles by the Commonwealth to vacant or unappropriated land, the price to be paid for the same, the conveyance to the State Forestry Reservation Commission where desirable for forest cultivation or forest preservation, and preventing the granting of warrants for the beds of navigable rivers."

House No. 95. "An act to repeal an act, entitled 'An act to incorporate the Coatesville, Mortonville and Doe Run Plank Road Company and relative to the repair of public roads in Birmingham township, Delaware county, and relative to the Darby and Upper Darby Plank Road Company,' approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and fifty-three."

House No. 97. "An act amending the act of April four, one thousand eight hundred and thirty-one, 'to provide for the employment and support of the poor in the county of Schuylkill,' and creating the office of 'the directors of the poor and of the house of employment for the county of Schuylkill,' by creating a board of trustees to govern the house for the employment and support of the poor in the county of Schuylkill and conferring power upon the Governor of the Commonwealth to appoint and remove the same, and to provide a system for the better management and regulation of the house for the employment and support of the poor in said county and to abolish the office of 'the directors of the poor and of the house of employment for the county of Schuylkill,' and to repeal parts of the act of April four, one thousand eight hundred and thirty-one, in conflict with said amendment."

House No. 109. "An act declaring valid and indefeasible as to any right of escheat in this Commonwealth the title to real estate composing its manufacturing establishment taken by a foreign corporation engaged in this Commonwealth in the business of manufacturing any product of iron or steel in its corporate name which has mortgaged the same to secure its bonds."

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 118, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane for the Southeastern District of Pennsylvania, located at Norristown."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—39.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 119, entitled "An act making an appropriation to the Pennsylvania School for Feeble-Minded Children at Elwyn, Delaware county, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—41.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 120, entitled "An act making an appropriation for the Cottage State Hospital, of Philipsburg, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Matson, McConkey, McNichol, McPherson, Phillips, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On motion of Mr. Roberts,

The Senate proceeded to the consideration of the report of the Committee of Conference on House bill No. 113, as follows:

Report of the Committe of Conference on House Bill No. 113.

To the Members of the Senate and House of Representatives:

We, the undersigned, duly appointed a Committee of Conference on the part of the Senate and the House for the purpose of considering House bill No. 113. We respectfully present the following as our report:

ALGERNON B. ROBERTS,
P. F. CALPIN,
JESSE S. SHEPARD,
Committee on the part of the Senate.

CHAS. A. AMBLER,
A. W. SNADER,
WILLIAM WAYNE,
Committee on the part of House of Representatives.

The bill as amended reads as follows:

An act to amend an act, entitled "An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes, and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the court of quarter sessions and regulating such proceedings," approved the eleventh day of May, Anno Domini one thousand nine hundred and one, by providing that those townships having a population of at least two hundred and fifty to the square mile shall be townships of the first class.

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly ment, and it is hereby enacted by the authority of the same, That section one of an act, entitled "An act to amend an act, entitled 'An act to provide for the classification of the townships of the Commonwealth with respect to their population into two classes and to prescribe the form of government for townships of each class,' approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and ninety-nine, by providing that for the purpose of classification the population of townships may be ascertained by proceedings in the courts of quarter sessions, and regulating such proceedings," approved the eleventh day of May, Anno Domini one thousand nine hundred and one, which reads as follows:

Section 1. "That for the purpose of legislation regulating the municipal affairs, the exercise of certain corporate powers and having respect to the number, character, powers and duties of certain officers thereof, the townships now in existence and those to be hereafter created in this Commonwealth shall be divided into two classes: Those townships having a population of at least three hundred to the square mile shown by the United States census or as ascertained in the manner hereinafter provided shall be townships of the first class; all other townships shall be townships of the second class," be amended to read as follows:

Section 1. "That for the purpose of legislation regulating the municipal affairs, the exercise of certain corporate powers and having respect to the number, character, powers and duties of certain officers thereof, the townships now in existence and those to be hereinafter created in this Commonwealth shall be divided into two classes: Those townships having a population of at least two hundred and fifty to the square mile as shown by United States census or as ascertained in the manner hereinafter provided shall be townships of the first class; all other townships shall be townships of the second class."

Section 2. That section two of the said act, which reads as follows:

Section 2. (a) "It shall be the duty of the county commissioners in every county of the Commonwealth to ascertain whether any township in the county comes within the conditions hereinbefore set out as constituting a township of the first class, and by proclamation to be issued prior to the first day of January following the ascer-

tainment of population by the decennial census of the United States to designate the townships of the first class, if any, within the county, and by proclamation to be issued prior to the first day of January of each of the intervening years to designate the townships, if any, which since the last preceding proclamation have been ascertained to come within the said conditions and to be townships of the first class, and in all townships so designated the officers provided for by this act shall be chosen at the municipal election then next ensuing, and the township government constituted by this act shall go into force on the first Monady of March then next ensuing. Said proclamation by the county commissioners shall be advertised in two newspapers published in the county.

(b) "At any time not less than two years before the time fixed for taking a decennial census of the United States, whenever twenty or more freeholders residing in any of the townships of the second class shall present their petition to the court of quarter sessions of the county averring that the population of said township has become and is at least three hundred to the square mile, and shall give such security as the court may prescribe for the payment of all costs and expenses which may be incurred in any proceedings had upon said petition, the said court shall appoint a competent commissioner to make an enrollment of the inhabitants of the said township and to report the said enrollment with the finding of the population of the said township during the next ensuing term of the said court. Upon the filing the report of the said commissioner, the same shall be confirmed nisi, said confirmation to become absolute unless excepted to within twenty days thereafter, during which time notice of the said filing and confirmation shall be advertised in a newspaper of said county once a week for three weeks. If exceptions are filed to the said report within the said period, the court, upon consideration thereof, shall confirm the said report or modify the said finding, and thereupon the clerk of the court shall certify to the county commissioners of the county the population of the said township as shown by the said proceedings. The costs and expenses of the said proceedings, including a reasonable fee for the said commissioner, shall be paid by the said petitioners or by the townships or partly by each as the court shall direct," be and the same is hereby amended to read as follows:

Section 2. (a) It shall be the duty of the county commissioners in every county of the Commonwealth to ascertain whether any township in the county come within the conditions hereinbefore set out as constituting a township of the first class, and by proclamation to be issued prior to the first day of January following the ascertainment of population by the decennial census of the United States to designate the townships of the first class, if any, within the county, and by proclamation to be issued prior to the first day of January of each of the intervening years to designate the townships, if any, which since the last preceding proclamation have been ascertained to come within the said conditions and to be townships of the first class, and in all townships so designated the officers provided for by this act shall be chosen at the municipal election then next ensuing, and the township government constituted by this act shall go into force on the first Monday of March then next

ensuing. Said proclamation by the county commissioners shall be advertised in two newspapers published in the county.

(b) At any time not less than two years before the time fixed for taking a decennial census of the United States, whenever the owners of twenty-five per cent. of the assessed valuation of the real estate of any of the townships of the second class shall present their petition to the court of quarter sessions of the county, averring that the population of said township has become and is at least two hundred and fifty to the square mile, and shall give such security as the court may prescribe for the payment of all costs and expenses which may be incurred in any proceedings had upon said petition, the said court shall appoint a competent commissioner to make an enrollment of the inhabitants of the said township, and to report the said enrollment with the finding of the population of the said township during the next ensuing term of the said court. Upon the filing of the report of the said commissioner the same shall be confirmed nisi, said confirmation to become absolute unless excepted to within twenty days thereafter, during which time notice of the said filing and confirmation shall be advertised in a newspaper of said county once a week for three weeks. If exceptions are filed to the said report within the said period, the court, upon consideration thereof, shall confirm the said report or modify the said finding, and thereupon the clerk of the court shall certify to the county commissioners of the county the population of the said township as shown by the said proceedings. The costs and expenses of the said proceedings, including a reasonable fee for the said commissioner, shall be paid by the said petitioner or by the townships or partly by each, as the court shall direct.

Said report having been read,

On the question,

Will the Senate agree to the same?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Dewalt, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

On motion of Mr. Crawford,

The Senate proceeded to the third reading and consideration of Senate bill No. 145, entitled "An act providing for the annexation of one city in this Commonwealth to another city contiguous thereto and in the same county, division into wards, and providing that where two cities are contiguous and in the same county the smaller may be annexed to the larger, prescribing the method of proceeding and the effect of annexation."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 121, entitled "An act making appropriations to the Eastern State Penitentiary."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows,viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, Miller, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate bill No. 122, entitled "An act making an appropriation for salaries of officers and employes of the Pennsylvania Reform School, at Morganza, Pennsylvania, and to pay for permanent improvements, et cetera."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Dewalt, Fox, Freeland, Gerberich, Godcharles, Goebring, Gransback, Grim, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern, Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 123, entitled "An act making an appropriation for the maintenance of the South Mountain Camp Sanitorium, near Mont Alto, Franklin county, for the erection and equipment of additional buildings and for the maintenance of the patients therein."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. McPherson asked and obtained unanimous consent to amend the same by striking out the words "forty-nine" in section one line four, and inserting in lieu thereof the words "twenty-five;" by striking out the words "eight hundred" in the same line; by inserting after the word "to" at beginning of line six the following: "The use of the Commissioner of Forestry for the purpose of maintenance for;" by striking out all after the word "five" in line eight to the end of the section; by striking out the words "for the maintenance of" in the first line of the title and inserting in lieu thereof the word "to;" by striking out all after the word "county" in the second line to the end of the title.

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 124, entitled "An act to provide for the selections of a site and the erection of a State hospital for the treatment and care of the criminal insane, and making an appropriation therefor."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McPherson, Phillips, Roberts ,Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 125, entitled "An act to establish an emergency fund to be used as occasion may require in the suppression of epidemics, the prevention of disease and protection of human life in times of epidemic, disease or of disaster threatening disease, and making an appropriation therefor."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Calpin, Crawford, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Gransback, Grim, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck Matson, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 126, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane, at Danville, Pennsylvania."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Dewalt, Fisher, Freeland, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McPherson, Roberts, Scott, Shepard, Stewart, Stineman, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 216, entitled "An act making an appropriation toward the erection of a monument commemorative of the valor and heroism of the officers and soldiers of the United States Army in the war of the Rebellion in the battle of Monocacy, Maryland, on July ninth, one thousand eight hundred and sixty-four."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland) and Sproul, President pro tempore—37.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 217, entitled "An act making an appropriation for the payment of the expense incident to the dedication of the memorial erected in the national cemetery, at Andersonville, Georgia, by the Pennsylvania Commission under the provisions of an act of the General Assembly, approved July eighteenth, one thousand nine hundred and one, and making an appropriation to provide transportation to Americus, Georgia, for all surviving honorably discharged Pennsylvania soldiers who were at any time during the War for the Suppression of the Rebellion confined in the Confederate prison at Andersonville, Georgia."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On motion of Mr. Cumings,

The Senate proceeded to the third reading and consideration of Senate bill No. 267, entitled "An act to regulate the publication, binding and distribution of the public documents of this Commonwealth."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Cumings asked and obtained unanimous consent to amend the same by inserting after the word "advantage" in section two line fifteen the following: "The bulletins of the Dairy and Food Divi-

sion, in addition to editorial matter, shall contain a list of the oleomargarine and renovated butter licenses issued, the results of analyses of food commodities examined by the chemists employed by the Dairy and Food Commissioner, a complete list of all suits and convictions, with the names and addresses of defendants, together with reproductions of brands and labels of pure and unadulterated or illegal food products."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 219, entitled "An act making an appropriation to the Pennsylvania Academy of the Fine Arts of the City of Philadelphia."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On motion of Mr. Dewalt,

The Senate proceeded to the third reading and consideration of Senate bill No. 333, entitled "An act making an appropriation to the Elk County General Hospital, and to assist in the erection of a nurses' home in connection with said hospital."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Dewalt asked and obtained unanimous consent to amend the same by striking out the words "the erection or purchase of" in section one line eleven, and inserting in lieu thereof the word "procuring," and by striking out the words "the erection of" in the second line of the title and inserting in lieu thereof the word "procuring."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 220, entitled "An act making an appropriation to the Chester Hospital, at Chester."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Stewart, Stineman, Thomas, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 221, entitled "An act constituting a commission to arrange for the proper dedication of the new Capitol and providing for the payment of the expenses thereof."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Scott, Stewart, Stineman, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 222, entitled "An act making an appropriation to the trustees of the Association of the Fifty-fourth Regiment Pennsylvania Veteran Volunteers Infantry for the purpose of erecting a monument on the battlefield of New Market, Virginia."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

NAYS.

Messrs. Brown, Calpin, Catlin, Crawford, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Scott, Shepard, Stewart, Stineman, Stober, Thomson, Vare, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 223, entitled "An act making an appropriation for the erection of a suitable monument to the memory of Brevet Major General John W. Geary."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Scott, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 224, entitled "An act making an appropriation to the Williamsport Training School."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.,

YEAS.

Messrs. Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart,

Stober, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 225, entitled "An act making an appropriation to the Home for the Friendless of the City of Williamsport."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 226, entitled "An act making an appropriation to the Aged Colored Women's Home, at Williamsport."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Dewalt, Fisher, Gerberich, Godcharles, Goehring, Gransback, Grim, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 227, entitled "An act making an appropriation for medals of honor."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cmings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore —38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 228, entitled "An act making an appropriation to the Historical Society of Pennsylvania."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 230, entitled "An act making an appropriation to the York Hospital and Dispensary of the City of York."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Alle-

gheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 231, entitled "An act making an appropriation to the Williamsport Hospital."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 232, entitled "An act making an appropriation to the Florence Crittenton Mission of the City of Williamsport."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 233, entitled "An act, making an appropriation to the American Philosophical Society at Philadelphia for Promoting Useful Knowledge for the Celebration of the two hundredth Anniversary of the birth of Benjamin Franklin."

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 243, entitled "An act making an appropriation to the Bucks County Historical Society."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 244, entitled "An act making an appropriation to the Academy of Natural Sciences of Philadelphia."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stew-

art, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 245, entitled "An act making an appropriation to the Woman's Medical College of Pennsylvania for use in the Hospital Department."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 246, entitled "An act to commemorate the heroism, sacrifices and patriotism of the members of the One Hundred and Twenty-seventh Regiment of the Pennsylvania Volunteer Infantry, at the battle of Fredericksburg, December tenth to thirteenth, one thousand eight hundred and sixty-two, by the erection of a suitable monument in the National Cemetery at that place, creating a com-

mission for such purpose and appropriating the necessary money therefor."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 247, entitled "An act making an appropriation for the Bedford County Hospital Association."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 253, entitled "An act making an appropriation to Todd Sanitarium."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 254, entitled "An act providing for the acquisition by the State of certain ground at Fort Washington, in Montgomery county, for a public park, and making an appropriation therefor."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—33.

NAYS.

Mr. Herbst.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 255, entitled "An act making an appropriation for suitable monuments to be erected to the memory of General John F. Hartranft and Winfield Scott Hancock at the borough of Norristown, Montgomery county, Pennsylvania, and providing for the appointment of commissioners to supervise the erection thereof."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 260, entitled "An act amending the first section of the act, entitled 'An act to provide for the better collection of collateral inheritance taxes,' approved the sixth day of May, Anno Domini one thousand eight hundred and eighty-seven."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Mr. Scott read in his place and presented to the Chair a bill, entitled "An act requiriing that directors of the Department of Public Works, the Department of Public Safety, the Department of Supplies and the Department of Public Health and Charities in cities of the first class be elected by the Select and Common Councils of said cities in joint session."

Which was committed to the Committee on Judiciary General.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 261, entitled "An act to provide for the licensing by the Department of Public Health in cities of the first class of any person other than an institution duly incorporated for the purpose who takes into custody for hire or reward a child or children under the age of three years, empowering the said department to provide regulation and inspection for the same and imposing a penalty."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Cumings, Danner, Dewalt, Fisher, Godcharles, Gransback, Grim, Hackett, Hall, Herbst, Hill, Irvin, Keyser, Manbeck, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Thomas, Thomson, Vare, Wilbert, Woods (Westmoreland, Zern and Sproul, President pro tempore—31.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 262 (House No. 59), entitled "An act to authorize the paving in cities of the first class where property is assessed at suburban rates."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stober, Thomas, Vare, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 264 (House No. 107), entitled "An act to provide for the better protection of deer and fawn within this Commonwealth, and prescribing penalties for violation of its several provisions."

And said bill having been read at length the third time and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Zern and Sproul, President pro tempore—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same with amendments, in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 265 (House No. 98), entitled "An act to provide for the draining of swampy and wet lands and the assessment and collection of the costs thereof from the owners of the property thus improved."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Calpin, Catlin, Crawford, Cumings, Danner, Dewalt,

Fisher, Gerberich, Godcharles, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 266, entitled 'An act fixing the number, compensation, mileage and duties of the officers and employes of the General Assembly, and providing for their election or appointment and manner of filling vacancies."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Brown, Catlin, Crawford, Cumings, Danner, Fisher, Godcharles, Gransback, Hackett, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Westmoreland) and Sproul, President pro tempore—30.

NAYS.

Messrs. Dewalt, Grim, Hall, Herbst, Hill and Zern—6.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

A motion was made by Mr. Scott,

That the Senate take a recess until three o'clock this afternoon.

Which was agreed to.

SAME DAY—Afternoon.

The hour of three o'clock having arrived and the Senate being in session,

The Private Secretary of the Governor, being introduced, presented several communications, in writing, from His Excellency, which were read as follows, viz:

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 28, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I return herewith, without my approval, Senate bill No. 86, entitled "An act relating to the appointment of official stenographers and assitants in the courts of this Commonwealth, prescribing their qualifications, duties and compensations, the time and effect of taking exceptions during trials, the certificates to be made in regard to the transcribed notes of trials, and making their transcribed and certified notes conclusive on appeals and prima facie evidence in other respects."

Section two of this act provides: "It shall be the duty of the stenographer or assitant to take full stenographic notes of the testimony, the judge's charge, if any, the rulings on any question arising, and every order or remark relating to the case made by the judge in the presence of the jury during jury trials if requested to do so by counsel for either party at the time such order or remark is made, and without leave of court being required, and every exception taken to such charge, rulings, orders or remarks also without leave of the court being required for that purpose, and with like effect as if each exception was duly allowed and a bill of exceptions sealed by the trial judge on request duly made. No exception to the charge shall be noted which is not stated before the jury render their verdict."

Under our system of government, power is divided by the Constitution upon certain lines, which are therein defined, among three departments—the legislative, executive and the judicial. If either department attempts to encroach upon the province of one of the others, it is in effect an attack upon the whole system. Such encroachments have been the fruitful source in all times past of the failure and overthrow of governments. Each department ought to be especially careful to refrain from interfering with the duties imposed upon the other departments. This bill, if it should become a law, would be an attempt upon the part of the Legislature and the Governor to exercise control over the courts ,and to take away a part of that power which has been given to them by the Constitution. It is based upon a misunderstanding of the relation of a stenographer to the court. A court stenographer is a modern kind of clerk, whose duty it is to make a record of the proceedings which

occur before the court, subject to the authority and under the direction of the court. This bill would make of him a kind of judicial officer, and in some respects would put him above the court itself. He is to determine, as matter of law, whether an order or remark made by the judge is one "relating to the case." He is to determine, as a matter of fact, whether an order or remark made by the judge is made "in the presence of the jury." Under our system of jury trials, an exception to a ruling of the judge is asked for and is allowed by the judge trying the case. Under the provisions of the bill, the stenographer is authorized to note exceptions "without leave of the court being required." Manifestly these provisions are intended in certain ways to give the stenographer authority over and beyond that of the court itself. It is directed that the stenographer shall note no exception which is not stated before the jury render their verdict. Should the judge allow an exception to the charge, under these circumstances, the stenographer is to make no note of it. In other words, he is not to perform his functions as a clerk, since in that event something will have occurred of which he makes no record. In every judicial tribunal, the judge determines whether or not the request for an exception is made at too late a time. The effect of this direction would be to transfer the authority vested in the court to its clerk. It may be that there have been times when judges have abused the power which is given them, but such power has to be vested somewhere, and nothing would be gained by transferring it from the judge, where it belongs, to a clerk, who, in all probability, would be incompetent and unable to exercise such authority for the benefit of the administration of justice. If judges are occasionally arbitrary, stenographers are occasionally mistaken. The principles of the administration of justice are unknown to them, and even with the language in which those principles are expressed they are usually unfamiliar. We may well look with dread upon a situation wherein the rights of life or of property may be determined by the failure of a stenographer to accurately hear or properly understand the remarks made by a judge. It is well to have court stenographers and to pay them sufficient compensation, but they ought to be left subject to the control of the courts in which they serve.

For these reasons the bill is not approved.

SAM'L W. PENNYPACKER.

The foregoing message having been read.

And the question being,

Shall the bill pass, the objections of His Excellency, the Governor, to the contrary notwithstanding?

A motion was made by Mr. Stober,

That the question, together with the further consideration of said message, be postponed for the present.

Which was agreed to.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 28, 1905.

To the Honorable, the Senate and House of Representatives of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to transmit herewith for your consideration a copy of a telegram received from General Fitzhugh Lee, of Virginia, concerning the Jamestown Exposition Company.

Washington, D. C., March 27, 1905.

Governor Sam'l W. Pennypacker,
Harrisburg, Pa.:

Can it be arranged for me to address joint session Legislature Thursday or Friday in reference to State participating in Jamestown Celebration? I speak to New Jersey Legislature to-morrow.
FITZHUGH LEE.

The foregoing message was read.

Laid on the table.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 28, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank Coscarelli to be justice of the peace in and for the township of Kline, county of Schuylkill, to serve until the first Monday in May, 1906, vice Thomas M. Benjamin, resigned.
SAM'L W. PENNYPACKER.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 28, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be notaries public for the Commonwealth of Pennsylvania, to serve for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Frank F. Sneathen, Pittsburg, April 17, 1905.
John P. Gettman, Pittsburg April 17, 1905.
A. W. Forsyth, Pittsburg April 17, 1905.
Miss Bessie L. McGratty, Pittsburg April 17, 1905.
W. D. Houghtelin, Oakmont, April 20, 1905.

Bradford County.

H. N. Weller, Athens, April 17, 1905.

Beaver County.

J. D. Strock, Beaver Falls, April 24, 1905.

Delaware County.

Samuel Dyer Clyde, Chester, April 17, 1905.

Erie County.

C. R. Powell, Corry, April 20, 1905.
John Proudfit, Edinboro, April 28, 1905.

Lackawanna County.

A. A. Chase, Scranton, April 10, 1905.

Philadelphia County.

Emanuel V. H. Nardi, Philadelphia, March 28, 1905.
Martin L. Kilpatrick, Philadelphia, March 28, 1905.
John P. Adams, Philadelphia, April 17, 1905.
C. H. Guilbert, Philadelphia, April 21, 1905.
George W. Wilgus, Philadelphia, April 28, 1905.
Richard J. Baxter, Philadelphia, April 29, 1905.
Miss Phoebe A. Reed, Philadelphia, April 29, 1905.
Wm. R. Newgeon, Philadelphia, April 29, 1905.
H. A. Sinnamon, Philadelphia, April 29, 1905.

Snyder County.

R. C. Fiss, Monroe township, April 29, 1905.

Westmoreland County.

William F. Wegley, Greensburg, April 21, 1905.

SAM'L W. PENNYPACKER.

A motion was made by Mr. Heidelbaugh,

That the rule which requires nominations made by the Governor to lie on the table five days be dispensed with, and the Senate do now resolve itself into executive session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. Heidelbaugh,

That the Senate do advise and consent to the nomination of the following named persons to be notaries public for the Common-

wealth of Pennsylvania, to serve for the term of four years, to compute from the dates set opposite their names, respectively:

Allegheny County.

Frank F. Sneathen, Pittsburg, April 17, 1905.
John P. Gettman, Pittsburg April 17, 1905.
A. W. Forsyth, Pittsburg April 17, 1905.
Miss Bessie L. McGratty, Pittsburg, April 17, 1905.
W. D. Houghtelin, Oakmont, April 20, 1905.

Bradford County.

H. N. Weller, Athens, April 17, 1905.

Beaver County.

J. D. Strock, Beaver Falls, April 24, 1905.

Delaware County.

Samuel Dyer Clyde, Chester, April 17, 1905.

Erie County.

C. R. Powell, Corry, April 20, 1905.
John Proudfit, Edinboro, April 28, 1905.

Lackawanna County.

A. A. Chase, Scranton, April 10, 1905.

Philadelphia County.

Emanuel V. H. Nardi, Philadelphia, March 28, 1905.
Martin L. Kilpatrick, Philadelphia, March 28, 1905.
John P. Adams, Philadelphia, April 17, 1905.
C. H. Guilbert, Philadelphia, April 21, 1905.
George W. Wilgus, Philadelphia, April 28, 1905.
Richard J. Baxter, Philadelphia, April 29, 1905.
Miss Phoebe A. Reed, Philadelphia, April 29, 1905.
Wm. R. Newgeon, Philadelphia, April 29, 1905.
H. A. Sinnamon, Philadelphia, April 29, 1905.

Snyder County.

R. C. Fiss, Monroe township, April 29, 1905.

Westmoreland County.

William F. Wegley, Greensburg, April 21, 1905.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Crawford, Cumings, Danner, Dewalt, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

A motion was made by Mr. Heidelbaugh,

That the Senate do advise and consent to the nomination of Frank Coscarelli to be justice of the peace in and for the township of Kline, county of Schuylkill, to serve until the first Monday in May, 1906, vice Thomas M. Benjamin, resigned.

Agreeably to the Executive message presented this day.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Calpin, Crawford, Cumings, Danner, Dewalt, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Wilbert, Woods (Allegheny) and Zern—35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Commonwealth of Pennsylvania,
Executive Chamber,
Harrisburg, March 28, 1905.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: I have the honor to advise you that I have this day approved and signed concurrent resolution from the Senate and

House of Representatives recalling from the Governor for the purpose of amendment Senate bill No. 85, and return said bill herewith.

SAM'L W. PENNYPACKER.

Whereupon,

A motion was made by Mr. Cumings and Mr. Stineman,

That the vote had by which Senate bill No. 85, entitled "An act providing for the relief of poor persons; regulating their settlements in poor districts; providing a means of enforcing the removal of a poor person to the district of his settlement; the payment for relief furnished to him and the payment of costs incident thereto and authorizing courts of quarter sessions to compel certain relations to contribute to the relief of poor persons," was finally passed be reconsidered.

Which was agreed to.

And the question recurring,

Shall the bill pass finally?

A motion was made by Mr. Cumings and Mr. Stineman,

That the vote had by which said bill passed third reading be reconsidered.

Which was agreed to.

And the question recurring,

Will the Senate agree to the bill?

Mr. Cumings asked and obtained unanimous consent to amend the same by striking out the words "setting forth the facts of," in section two, line twelve, and inserting in lieu thereof the words "and asking for," and by striking out the word "enforcement," in line two of the title and inserting in lieu thereof the word 'enforcing."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

A motion was made by Mr. Keyser,

That the Clerk be directed to prepare a calendar of bills on first and second reading, and that a session of the Senate be held to-night at eight o'clock to consider the same.

Which was agreed to.

On leave granted,

Mr. Bolard read in his place and presented to the Chair a bill,

entitled "An act to encourage the establishment and growth of fish hatcheries and fish farms for the raising of fish for the market for food and other purposes, and to declare the manner in which they may be operated, and to provide penalties for the violation of the provisions of the act."

Which was committed to the Committee on Game and Fish.

Mr. White read in his place and presented to the Chair a bill, entitled "An act providing a method whereby moneys due for labor and materials furnished for and in construction of municipal work or improvements of all kinds may be secured and recovered."

Which was committed to the Committee on Judiciary General.

Mr. Brown, from the Committee on Judiciary General, to which was committed a bill, entitled "An act requiring that directors of the Department of Public Works, the Department of Public Safety, the Department of Supplies and the Department of Public Health and Charities in cities of the first class be elected by the Select and Common Councils of said cities in joint session,"

Reported bill No. 441 without amendment.

Mr. Fox, from the Committee on Judiciary Special, to which was committed a bill, entitled "An act regulating the time for the payment of retail liquor license fees in this Commonwealth,"

Reported bill No. 442 without amendment.

Mr. Dewalt, from the Committee on Judiciary General, to which was re-committed a bill, entitled "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments and of men, women and children in school houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusement in which proper fire escapes, exits and extinguishers are required; to provide for the health of all employes and of men, women and children in all such establishments, storehouses and buildings by proper sanitary appliances, and to provide for the appointment of inspectors, office clerks and others who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection to enforce the same and providing for violations of the provisions thereof,"

Re-reported bill No. 263 without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 268 (House No. 135), entitled "An act authorizing John T. Stauffer, a citizen of Philadelphia county, Pennsylvania, to

bring suit in the court of common pleas of Philadelphia county against the Commonwealth of Pennsylvania."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Danner, Dewalt, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Phillips, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White and Zern—33.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 269 (House No. 150), entitled "An act to amend 'An act making constables of townships ex-officio fire wardens for the extinction of forest fires and for reporting to the court of quarter sessions violations of the laws for the protection of forest from fire; prescribing the duties of such fire wardens and their punishment for failure to perform the same, and empowering them to require under penalty the assistance of other persons in the extinction of such fires,' approved the thirtieth day of March, Anno Domini one thousand eight hundred and ninety-seven, so as to require precautions on approach of fire to forests designated; increase the compensation of fire wardens and their assistants, enlarge the liability of the county and increase the penalty for refusal to assist fire warden."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Danner, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 270 (House No. 140), entitled "An act to provide for the adoption of cast-off and abandoned infants."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Danner, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White and Zern—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 271 (House No. 23), entitled "An act to enable city, county, poor, township, ward, school and borough tax collectors to collect taxes for the payment of which they have become liable, or for which they shall during the year one thousand nine hundred and five become personally liable, without having collected the same by expiration of the authority of their respective warrants or by the expiration of their term of office, and to extend the time fo rthe collection of the same for the period of one year from the passage of this act."

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Danner, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare and Zern—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives, with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 273, entitled "An act authorizing the State Treasurer of Pennsylvania to require additional security from any bank, banking institution or trust company in which the funds of the State are deposited."

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Danner, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, White and Zern—29.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 274 entitled "An act providing for the presentation of libels in divorce to the several courts of common pleas and awarding of subpoenas thereon."

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Brown, Calpin, Crawford, Danner, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White and Zern—32.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 275, entitled "An act regulating the duties of borough and township auditors."

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Danner, Fox, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, White and Zern—30.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 278, entitled "An act creating the Department of State Police, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force defining their powers and duties, and making an appropriation for the expenses connected therewith."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Brown asked and obtained unanimous consent to amend the same by striking out all after the word "Commonwealth" in section five line nine to the end of the section.

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 279, entitled "An act authorizing the State Treasurer to refund moneys erroneously paid on applications for warrants for vacant land."

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Fox, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare and Zern—30.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 280, entitled "An act to prohibit the adulteration of milk and cream, and providing the method of procedure for the enforcement thereof."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Scott asked and obtained unanimous consent to amend the same by adding thereto a new section, as follows: "Section six. All acts and parts of acts general or special appertaining to the subject matter covered by this act be and the same are hereby repaled.."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 281, entitled "An act making an appropriation to Saint Agnes' Hospital, of Philadelphia, Pennsylvania."

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare and Zern—35.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 282, entitled "An act making an appropriation to the Sanitarium Association of Philadelphia."

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz.:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, and Zern —36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 283, entitled "An act supplementary to an act, entitled 'An act for the compilation and publication of the laws of the Province and Commonwealth of Pennsylvania, prior to the year one thousand eight hundred,' approved the nineteenth day of May, one thousand eight hundred and eighty-seven, continuing the commissioners appointed in accordance with the provisions of said act, for the further period of two years and making an appropriation for the expenses therein referred to."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Roberts, Scott, Shepard, Sproul, Stineman, Stober, Thomas, Vare and Zern—30.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 284, entitled "An act making an appropriation for the erection of a suitable monument on Lincoln Park in the borough of Milton, Northumberland county, to the memory of ex-Governor James Pollock."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, De-

walt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Sproul, Stineman, Stober, Thomas, Vare, White and Zern—34.

NAYS.

None.

Two-thirds of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 285, entitled "An act making an appropriation to the Easton Hospital, at Easton."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sproul, Stineman, Stober, Thomas, Vare, Woods (Allegheny) and Zern—34.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 286, entitled "An act making an appropriation to the Hospital Department of the Hahnemann Medical College and Hospital, of Philadelphia."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stineman, Stober, Thomas, Vare, Woods (Allegheny) and Zern—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 288, entitled "An act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Roberts, Scott, Shepard, Sproul, Stineman, Stober, Thomas, Vare, Wilbert, Woods (Allegheny), Woods (Westmoreland) and Zern—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 289, entitled "An act making an appropriation to the Bellefonte Hospital."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Irvin asked and obtained unanimous consent to amend the same by striking out in section one, line eight, the words "ten (10,000)" and inserting in lieu thereof the words "seven (7,000)" and by striking out all beginning with the first word on line ten down to the end of the section and inserting in lieu thereof the following: "For the erection of an additional ward and painting the present buildings, the sum of four thousand seven hundred dollars ($4,700), or so much thereof as may be necessary."

"For repairs to and additional equipment for the present laundry the sum of three hundred dollars ($300) or so much thereof as may be necessary."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 290 (House No. 184), entitled "An act to provide for a deficiency arising under the provisions of an act approved April two, one thousand nine hundred and three to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharrles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Roberts, Scott, Shepard, Sproul,

Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Westmoreland) and Zern—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Mr. Roberts from the Committee on Judiciary Special to which was re-committed a bill, entitled "An act providing for the enlargement of cemeteries already existing and located outside the corporate limits of cities, towns and boroughs by increasing the acreage thereof for burial purposes."

Re-reported Senate bill No. 235 (House No. 168), with amendment.

Mr. White from the Committee on Appropriations to which was committed a bill, entitled "An act making an appropriation to the State Forestry Academy at Mont Alto, Franklin county, Pennsylvania."

Reported Senate bill No. 443 (House No. 233), without amendment.

Mr. Scott from the Committee on Judiciary Special to which was committed a bill, entitled "An act authorizing overseers and directors of the poor or the officers having charge of the poor of any county to provide at the charge of the county, such surgical and medical care and treatment as may not be available in institutions under their control, by surgeons, physicians and nurses and at other hospitals or places as may be selected by such officers."

Reported bill No. 444 without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 291 (House No. 181), entitled "An act to carry out the provisions of acts of Assembly relating to the care and treatment of the indigent insane, approved June thirtieth, one thousand eight hundred and eighty-three, and June twenty-second, one thousand eight hundred and ninety-two, and June twenty-sixth, one thousand eight hundred and ninety-five, and May twenty-fifth, one thousand eight hundred and ninety-seven, and May tenth, one thousand eight hundred and ninety-nine and making an appropriation therefor, and providing for an additional appropriation for the care and detention of the chronic insane under the provisions of the act approved June twenty-second, one thousand eight hundred and ninety-one,

during the two fiscal years beginning June first, one thousand nine hundred and five."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober ,Thomas, Vare, White, Woods (Allegheny) Woods (Westmoreland) and Zern—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 292 (House No. 171), entitled "An act to continue the existence of commissioners for the promotion of uniformity of legislation in the United States, provided for in the act of the General Assembly of the Commonwealth of Pennsylvania, approved the twenty-third day of May, Anno Domini one thousand nine hundred and one."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Fisher, Fox, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson,

Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland) and Zern—33.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 293, entitled "An act making an appropriation to the German Hospital, of the city of Philadelphia."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland) and Zern—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 294, entitled "An act to provide transportation to and from Vicksburg, Mississippi, at the time of the dedication of the monument of the Pennsylvania regiments and battery of artillery for all surviving soldiers of those organizations which participated in the siege of Vicksburg, Mississippi, in June and July, one thousand eight hundred and sixty, and making an appropriation

for said transportation and providing for the expenses of the Vicksburg Battlefield Commission incident to said dedication."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, Mhite, Woods (Westmoreland) and Zern—35.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 295, entitled "An act making an appropriation to the Easton Home for Friendless Children."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland) and Zern—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 296, entitled "An act making an appropriation to the Home for Aged and Infirm Women, at Easton."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland) and Zern—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 297, entitled "An act making an appropriation to the Good Samaritan Hospital, of Lebanon."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim,

Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Vare, White, and Zern—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 298, entitled "An act making an appropriation to Saint Luke's Homoeopathic Hospital, of Philadelphia."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, De walt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Vare, White and Zern —36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 299, entitled "An act making an appropriation to the Pottsville Hospital."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Vare, White, Woods (Westmoreland) and Zern—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 300, entitled "An act making an appropriation to the Meadville City Hospital."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland) and Zern—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 301, entitled "An act making an appropriation to the Coatesville Hospital."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland) and Zern—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 302, entitled "An act making an appropriation to the DuBois Hospital, of DuBois, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 303, entitled "An act making an appropriation to the Meadville City Hospital."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 304, entitled "An act making an appropriation to the Spencer Hospital."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 305 (House No. 152), entitled "An act regulating the age at which calves can be slaughtered for food and providing a means of tracing to the origin any veal shipped to or from points in this Commonwealth and providing penalties for the enforcement hereof."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. Cumings asked and obtained unanimous consent to amend the same by striking out the words "enforcement hereof" at the end of the title and inserting in lieu thereof the words "violation thereof."

The bill as amended was then agreed to.

Ordered, That said bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 306, entitled "An act making an appropriation for the erection of a suitable monument in the old graveyard in the borough of Carlisle county of Cumberland, to the memory of Molly Pitcher the heroine of Monmouth."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McNichol, McPherson, Miller, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 307, entitled "An act making an appropriation to erect a tablet with the names of the soldiers of the Revolution the War of one thousand eight hundred and twelve and one thousand eight hundred and forty-six, at Middle Springs, Cumberland county, Pennsylvania.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Mesrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 308, entitled "An act making an appropriation for the Mary M. Packer Hospital at Sunbury, Pennsylvania."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs, Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stineman, Stober, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 309, entitled "An act making an appropriation to the Chester County Hospital of West Chester, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Grans-Back, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—40,

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

The Clerk of the House of Representatives being introduced, informed that the House of Representatives has concurred in the resolution as amended by the Senate as follows, viz:

Resolved (if the Senate concure), That five thousand five hundred copies of the proceedings of the memorial services held in honor of the late Honorable Matthew Stanley Quay be printed and bound in cloth; two thousand copies for the use of the Senate, and three thousand copies for the use of the House of Representatives, and five hundred copies for the use of the Executive department.

He also resented for concurrence bills numbered and entitled as follows, viz:

House No. 148. "An act to amend section one of the act, entitled 'An act to provide for increasing the capital stock and indebtedness of corporations,' approved the ninth day of February, Anno Domini, one thousand nine hundred and one, authorizing corporations to increase their capital stock and indebtedness and secure the payments of principal and interest of their indebtedness."

Which was committed to the Committee on Corporations.

House No. 276. "An act making an appropriation to the trustees of the State Hospital for Injured Persons of the Bituminous and Semi-Bituminous Coal Regions of Pennsylvania located at Blossburg, Tioga county."

House No. 277. "An act making an appropriation to The Country Club of Bradford, Pennsylvania."

House No. 278. "An act amending an act, entitled 'An act amending the act, entitled 'An act providing for the acquisition by the State of certain ground at Valley Forge for a public park and making an appropriation therefor,' approved May thirtieth, one thousand

eight hundred and ninety-three, providing for the acquisition of additional land and giving authority to the commissioners to deputize officers to maintain police regulation, giving authority to said officers to make arrests, et cetera, approved March nineteenth, Anno Domini, nineteen hundred and three, providing for the acqpisition of additional land by said Valley Forge Park Commmission."

House No. 279. "An act making an appropriation towards the maintenance of the Pennsylvania nautical schoolship located at the port of Philadelphia."

House No. 280. "An act authorizing the refunding of purchase money and fees erroneously paid to the Commonwealth by John M. Nedrow on warrant for sixty acres of land in Donegal township, Westmoreland county."

House No. 282. "An act making an appropriation to the trustees of the State Cottage Hospital at Connellsville, Fayette county."

Which were committed to the Committee on Appropriations.

House No. 283, "An act extending to the county of Westmoreland the provisions of an act, entitled 'An act granting the courts of this Commonwealth the power to appoint viewers to view certain streets and alleys in this Commonwealth,' approved the fifteenth day of April, one thousand eight hundred and forty-five, and repealing so much of the proviso to the third section of said act as excludes from the operation of said act the county of Westmoreland."

Which was committed to the Committee on Judiciary General.

House No. 284. "An act making an appropriation of four hundred dollars, the interest of which is to be paid annually for the purpose of keeping in perpetual repair the grave of Simon Snyder, a former Governor of this Commonwealth, at Selin's Grove, Pennsylvania."

House No. 285. "An act making an appropriation to James Russ, of the city of Harrisburg, Pennsylvania, for the payment of a judgment recovered by him against the Commonwealth of Pennsylvania, to number twenty-six Commonwealth, Docket one thousand nine hundred and three, in the court of common pleas of Dauphin county."

Which were committed to the Committee on Appropriations.

House No. 287. "An act entitled an act authorizing the merger and consolidation of certain domestic traction companies, street railway companies, electric light and power companies, hotel companies, park companies and bridge companies, now or hereafter chartered by this Commonwealth."

Which was committed to the Committee on City Passenger Railways.

House No. 289. "An act making an appropriation to the Midnight Mission, of Philadelphia."

House No. 290. "An act making an appropriation to Saint Christopher's Hospital for Children, for the city of Philadelphia."

House No. 291. "An act making an appropriation to the Maternity Hospital, in the city of Philadelphia."

House No. 292. "An act making an appropriation to the German Protestant Home for the Aged, at Fair Oaks, Allegheny county, Pennsylvania."

House No. 293. "An act making an appropriation to the Christian H. Buhl Hospital, at Sharon, Pennsylvania."

House No. 296. "An act making an appropriation to the Friends' Home for Children, of Philadelphia."

House No. 297. "An act making an appropriation to the Penn Asylum for Indigent Widows and Single Women, situated at the corner of Belgrade street and Susquehanna avenue, in the city of Philadelphia."

House No. 298. "An act making an appropriation to the Home for Friendless Children for the City and County of Lancaster, at Lancaster, Pennsylvania."

House No. 299. "An act making an appropriation to the Home for Widows and Single Women, of Lebanon."

House No. 300. "An act making an appropriation to the Pittsburg Newsboys' Home."

House No. 301. "An act making an appropriation to the Children's Home, of South Bethlehem, Pennsylvania."

House No. 302. "An act making an appropriation to the German Baptist Home for the Aged, Philadelphia."

House No. 304. "An act making an appropriation to the Bethesda Home, of the city of Pittsburg."

Which were committed to the Committee on Appropriations.

The title of the following bills which had passed both houses of the General Assembly, having been publicly read immediately before signing, the President pro tempore, in the presence of the Senate, signed the same, viz:

Senate No. 38. "An act to amend the first section of an act approved the eleventh day of April, Anno Domini one thousand eight hundred and seventy-nine, entitled 'An act to provide for the appointment of trustees durante absentia, and defining the powers and duties of the same,' providing for the appointment of a trustee of the estate of any absentee who has been a resident of this Commonwealth or of any other State, territory or foreign country, who has left either real or personal estate or both in this Commonwealth."

Senate No. 44. "An act to amend section one of an act, entitled 'An act requiring written notices to be served upon supervisors

of the proposed opening and construction of new roads for public use, and of views, reviews, and re-reviews in connection with the such proposed new roads,' approved the second day of May, Anno Domini one thousand eight hundred and ninety-nine, so as to require notice to be served on the supervisors of the territory through which the proposed public road is to pass, of the time and place of the appointment of viewers, reviewers and re-reviewers to lay out the same, and of the time of place of their meeting."

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 310, entitled "An act making an appropriation to the Pittsburg Hospital for Children."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 311, entitled "An act making an appropriation to the Titusville City Hospital."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitutoin, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 313, entitled "An act making an appropriation to the National Farm School, at Doylestown."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 313, entitled "An act making an appropriation to the Miners' Hospital of Northern Cambria, in the borough of Spangler, in the county of Cambria."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore —38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 314, entitled "An act making an appropriation to the Pittsburg and Allegheny Free Kindergarten Association."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare,

White, Woods (Allegheny), Zern and Sproul, President pro tempore —38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 315, entitled "An act making an appropriation to the Todd Hospital, of Carlisle, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott,Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 317, entitled "An act making an appropriation to the Shenango Valley Hospital, of New Castle, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Zern and Sproul, President pro tempore—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 318, entitled "An act making an appropriation to the trustees of the State Hospital for the Insane, at Warren, Pennsylvania.".

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 319, entitled "An act making an appropriation to the Western Pennsylvania Colored Industrial Sschool."

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Repsentatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 320, entitled "An act making an appropriation to the Commissioners of Valley Forge Park."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson,

McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—37.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 321, entitled "An act amending the act, entitled 'An act amending the act, entitled 'An act providing for the acquisition by the State of certain ground at Valley Forge for a public park and making an appropriation therefor,' approved May thirtieth, eighteen hundred and ninety-three, providing for the acquisition of additional land and giving authority to the commissioners to deputize officers to maintain police regulation, giving authority to said officers to make arrests, et cetra, approved March nineteenth, Anno Domini one thousand nine hundred and three, providing for the acquisition of additional land by said Valley Forge Park Commission."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—38.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 322, entitled "An act making an appropriation to the Medical and Surgical Department of the Western Hospital, of Pittsburg."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 323, entitled "An act making an appropriation to the Allegheny County Association for the Prevention of Cruelty to Children."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Man-

beck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore —39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 324, entitled "An act making an appropriation to the Saint Joseph's Hospital and Dispensary, of Pittsburg."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 325 (House No. 110), entitled "An act granting an annuity to J. H. Pershing."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—40.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined as follows, viz:

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 326 (House No. 193). entitled "An act to provide for the support of the National Guard and naval force for the two fiscal years beginning June first, nineteen hundred and five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and five, and for the payment of an annual allowance to officers of the National Guard and Naval Force and for the payment of increased allowance to organizations of the National Guard and Naval Force for rifle practice purposes."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Alle-

gheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendment.

Mr. Bolard, from the Committee on Game and Fish, to which was committed a bill, entitled "An act to encourage the establishment and growth of fish hatcheries and fish farms for the raising of fish for the market for food and other purposes and to declare the manner in which they may be operated and to provide penalties for the violation of the provision of the act."

Reported bill No. 445 without amendment.

Mr. Herbst, from the Committee on Municipal Affairs, to which was committed a bill, entitled "An act to repeal the twenty-ninth section of an act, entitled 'An act to incorporate the city of Wilkes-Barre,' approved the fourth day of May, Anno Domini, eighteen hundred and seventy-one, and to repeal the sixth section of an act, entitled 'A supplement to an act, entitled 'An act to incorporate the city of Wilkes-Barre,' approved the second day of April, Anno Domini, eighteen hundred and seventy-two."

Reported bill No. 446 without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 327, entitled "An act providing for the construction of a fish hatchery, auxiliary to the hatchery now located in the city and county of Erie and making an appropriation therefor."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Heidelbaugh, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman,

Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—34.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 329, entitled "An act making an appropriation to the Bradford Hospital of the city of Bradford."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Fisher, Fox, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Zern and Sproul, President pro tempore,—36.

NAYS.

None.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 330, entitled "An act making an appropriation to the Phoenixville Hospital at Phoenixville, Pennsylvania."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senaate bill No. 331, entitled "An act making an appropriation to the Saint Mary's Hospital of Philadelphia."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Westmoreland), Zern and Sproul, President pro tempore—37.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 332, entitled "An act making an appropriation to the Mercy Hospital at Wilkes-Barre."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Zern and Sproul, President pro tempore—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 334, entitled "An act making an appropriation to the Lock Haven Hospital."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Dan-Dewalt, Fisher, Fox, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 335, entitled "An act making an apropriation for the Nason Hospital Asociation of Roaring Springs."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Freeland, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—43.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 336, entitled "An act making an appropriation to the Women's Homoepathic Association of Pennsylvania."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 337, entitled "An act making an appropriation to the Eagle Hospital for Consumptives, located at Summit Hill, Carbon county."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 338, entitled "An act making an appropriation to the Philadelphia Home for Incurables."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Wilbert, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 339, entitled "An act making an appropriation to the Free Kindergarten and Nursery Association, at Harrisburg, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Goehring, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Irvin, Keyser, Manbeck, Matson, McConkey, McNichol, McPherson, Phillips, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Vare, White, Woods (Alle-

gheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

On motion of Mr. Roberts,

The following resolution was twice read, considered and agreed to, viz:

Resolved (if the House of Representatives concur), That Senate bill No. 128, file folio 777, entitled "An act amending section two of an act, entitled 'A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasuries of the several cities and boroughs within this Commonwealth," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

A motion was made by Mr. Keyser,

That the Senate take a recess until this evening at eight o'clock.

Which was agreed to.

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SAME DAY—Evening.

The hour of eight o'clock having arrived, and the Senate being in session,

Mr. Scott presented a resolution of the Philadelphia Board of Trade in favor of the enactment into law of the proposed Scott educational bills.

Which was referred to the Committee on Education.

Mr. Woods (Westmoreland), from the Committee on Judiciary General, to which was committed a bill, entitled "An act extend-

ing to the county of Westmoreland the provisions of an act, entitled 'An act granting the courts of this Commonwealth power to appoint viewers to view certain streets and alleys in this Commonwealth,' approved the fifteenth day of April, one thousand eight hundred and forty-five, repealing so much of the proviso of the third section of said act as excludes from the operation of said act the county of Westmoreland."

Reported Senate bill No. 447 (House No. 283) without amendment.

Mr. Dewalt, from the same committee, to which was committed a bill, entitled "An act providing for creating the position of chief clerk of the Bureau of Assessments and Taxes in the Department of Internal Affairs."

Reported bill No. 448 without amendment.

Mr. Quail, from the Committee on Public Health and Sanitation, to which was re-committed a bill, entitled "An act to provide for the punishment of persons expectorating or throwing rubbish in or upon any passenger conveyance of any common carrier."

Re-reported bill No. 401 without amendment.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 340, entitled "An act making an appropriation to the Charity Hospital, of Pittsburg."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny), Woods (Westmoreland), Zern and Sproul, President pro tempore—40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 341, entitled "An act entitled an act making an appropriation to the Children's Industrial Home, at Harrisburg, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—38.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 342, entitled "An act making an appropriation to the Conemaugh Valley Memorial Hospital, at the city of Johnstown, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott,

Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore —39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 343, entitled "An act making an appropriation to the Beaver County General Hospital, of Rochester, Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore—40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 344, entitled "An act making an appropriation to the Pennsylvania Sanitorium and Benevolent Association, of the city of Philadelphia."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott, Shepard, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny), Zern and Sproul, President pro tempore —40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 345, entitled "An act making an appropriation to the Benevolent Association's Home for Children, of Pottsville, Schuylkill county."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Zern—40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 346, entitled "An act making an appropriation to the Children's Aid Society, of Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Zern—40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 347, entitled "An act making an appropriation to the Harrisburg Hospital."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Godcharles, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott,

Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Zern—40.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 348, entitled "An act making an appropriation to the Beaver Valley General Hospital of Beaver County."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Zern—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 349, entitled "An act making an appropriation to the Adrian Hospital Association of Jefferson County Pennsylvania."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Gransback, Grim, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McConkey, McNichol, Miller, Phillips, Quail, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Zern—39.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 350, entitled "An act making an appropriation to the Clearfield Hospital."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS.

Messrs. Bolard, Brown, Calpin, Catlin, Crawford, Cumings, Danner, Dewalt, Fisher, Fox, Gerberich, Gransback, Hackett, Hall, Heidelbaugh, Herbst, Hill, Keyser, Manbeck, Matson, McNichol, Phillips, Quail, Roberts, Scott, Shepard, Sproul, Stewart, Stineman, Stober, Thomas, Thomson, Vare, White, Woods (Allegheny) and Zern—36.

NAYS.

None.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.